

Senators Cousins, Carney, Bullock, Tynan and Kelly of Tarrant.

### Recess

Senator Corbin moved that the Senate recess until 10:00 o'clock a.m. tomorrow.

Senator Morris moved that the Senate recess to 2:30 o'clock p.m. today.

Question first recurring on the motion of Senator Corbin, yeas and nays were demanded.

The motion prevailed by the following vote:

### Yeas—17

Aikin	McDonald
Ashley	Moffett
Corbin	Moore
Hardeman	Phillips
Harris	Proffer
Hudson	Taylor
Lane	Tynan
Lock	Weinert
Martin	

### Nays—11

Bell	Hazlewood
Bracewell	Jones
Bullock	Kelley of Hidalgo
Carney	Morris
Colson	Strauss
Cousins	

### Absent

Kelly of Tarrant    Vick  
Shofner

The Senate accordingly at 12:10 o'clock p.m., took recess until 10:00 o'clock a.m. tomorrow.

## FIFTY-THIRD DAY (Continued)

(Thursday, May 26, 1949)

### AFTER RECESS

The Senate met at 10:00 o'clock a.m. and was called to order by the President.

### Reports of Standing Committees

By unanimous consent, the following reports were submitted at this time:

Senator Taylor submitted the following reports:

Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred H. B. No. 205, have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass and be printed.

TAYLOR, Chairman.

Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred H. B. No. 845, have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass and be printed.

TAYLOR, Chairman.

Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred H. B. No. 88, have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass as amended and be printed.

TAYLOR, Chairman.

Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 485, have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass and be printed.

TAYLOR, Chairman.

Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 484, have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass and be printed.

TAYLOR, Chairman.

Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 468, have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass and be printed.

TAYLOR, Chairman.

Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 123, have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass and be printed.

TAYLOR, Chairman.

Senator Aikin submitted the following report:

Austin, Texas,  
May 3, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 606, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Senator Lane submitted the following report:

Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 100, have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass.

LANE, Chairman.

Senator Bullock submitted the following report:

Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred H. B. No. 533, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BULLOCK, Chairman.

Senator Colson submitted the following report:

Austin, Texas,  
May 25, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Public Debts, Claims and Accounts, to whom was referred H. B. No. 422, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, and that the Committee Substitute do pass and be printed.

COLSON, Chairman.

C. S. H. B. No. 422 was read first time.

Senator Tynan submitted the following reports:

Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred H. B. No. 84, have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass and be printed.

TYNAN, Chairman.

Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred H. B. No. 440, have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do not pass but the Committee Substitute be passed in lieu thereof and be printed.

TYNAN, Chairman.

C. S. H. B. No. 440 was read first time.

Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred H. B. No. 656, have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass and be printed.

TYNAN, Chairman.

Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred H. B. No. 91, have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass and be printed.

TYNAN, Chairman.

Senator Moffett submitted the following report:

Austin, Texas,  
May 25, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Agriculture, to whom was referred H. B. No. 420, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

MOFFETT, Chairman.

#### Senate Resolution 177

Senator Hardeman offered the following resolution:

Whereas, Honorable Ray Willoughby of San Angelo, Texas, is visiting in Austin today; and

Whereas, Mr. Willoughby is a past president of the Texas Sheep and Goat Raiser's Association and is now serving as Vice-President of the National Wool Grower's Association and also as 1st Vice-President of the Texas and Southwestern Cattle Raiser's Association; and

Whereas, He is engaged in various business activities and is the largest individual producer of wool in the United States producing approximately one-half million pounds of wool annually; and

Whereas, It is the desire of the

Senate of Texas to recognize Mr. Willoughby and extend him a welcome to the Capitol; now, therefore, be it

Resolved, By the Senate of the State of Texas, that Mr. Willoughby be and he is hereby extended the privileges of the floor for today.

The resolution was read and was adopted.

(Senator Morris in the Chair)

#### Bill and Resolution Ordered Not Printed

On motion of Senator Aikin, it was ordered that H. B. No. 606 be not printed.

On motion of Senator Lane, it was ordered that H. C. R. No. 100 be not printed.

#### Session for Local and Uncontested Bills

At 10:00 o'clock a.m., the Presiding Officer announced that the hour previously agreed upon for the consideration of local and uncontested bills had arrived.

#### Senate Bill 454 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 454, A bill to be entitled "An Act to amend Chapter 208, the same being House Bill No. 352 as passed by the Regular Session of the Forty-sixth Legislature, Regular Session, providing for the selection of a chairman; providing for the appointment and confirmation of members of the State Commission for the Blind; providing that the present members of said Commission shall continue to hold office for the terms to which they have been appointed and confirmed; providing method of appointment of new members; providing that the provisions of this Act are severable; etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 454 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 454 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

## Senate Bill 172 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 172, A bill to be entitled "An Act amending Article 655, Revised Civil Statutes of Texas; and declaring an emergency."

The bill was read second time and was passed to engrossment.

## Senate Bill 172 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be sus-

pended and that S. B. No. 172 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

## Message from the House

Hall of the House of Representatives,  
Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolutions:

S. B. No. 355, A bill to be entitled "An Act to ratify and validate the proceedings of Maverick County

Water Control and Improvement District No. 1 in connection with the issuance of refunding bonds and improvement bonds in 1935 and 1936, including a special assessment; ratifying and validating the proceedings of the District in connection with the issuance of its two 1948 bond series, including tax levy, provision for bond reserve, emergency fund, assessments, and water charges, contract for sale of water for power and its assignment, and ratifying and extending the special assessment; and to empower the District to issue refunding bonds and improvement bonds; providing a savings clause and declaring an emergency."

S. B. No. 405, A bill to be entitled "An Act to amend Subdivision 107 of Article 199 of the Revised Civil Statutes of Texas, 1925, as amended by H. B. No. 574, Chapter 300, Acts of the Regular Session of the 49th Legislature, 1945, by adding thereto another Section to be known as Section 5a, providing for certain County Court jurisdiction in Willacy County to be placed in the 107th District Court; removing such jurisdiction from the County Court of Willacy County; providing for the transfer of cases from said County Court to said District Court; repealing all laws in conflict herewith to the extent of such conflict and making this Act cumulative of all existing laws governing such Courts, providing a severability clause; and declaring an emergency."

S. B. No. 423, A bill to be entitled "An Act amending House Bill No. 908, Acts of the 46th Legislature, 1939, Regular Session, Chapter 8, page 600, (being Article 1645a-1, Vernon's Civil Statutes of Texas) so as to provide for additional compensation for County Auditors in counties having a population of not less than 90,000 inhabitants and not more than 225,000 inhabitants according to the last preceding Federal Census and having a valuation of not less than \$120,000,000 and not more than \$150,000,000 according to the last approved tax roll, where the county auditor acts as Purchasing Agent for the County in addition to performing the regular duties of his office, and declaring an emergency."

S. B. No. 459, A bill to be entitled "An Act transferring the Civil and Criminal Jurisdiction of the County Court of Ellis County, Texas, to the District Court of said County, provid-

ing for certain constitutional exceptions, providing for the transfer as to pending cases and the enforcement of judgments heretofore rendered, and declaring an emergency."

S. B. No. 463, A bill to be entitled "An Act authorizing counties having a population of not less than 6141 and not more than 6150 inhabitants according to the last preceding Federal Census and having an assessed valuation of not less than \$21,000,000.00 according to the last approved tax rolls to acquire by purchase or otherwise an airport; providing certain limitations; providing this Act shall be severable; and declaring an emergency."

S. B. No. 467, A bill to be entitled "An Act prohibiting the transportation of minnows of any and all species out of Montgomery County wherein such minnows are caught, seined, or taken; providing that the possession of more than five hundred (500) minnows by any person, firm, or corporation at one time shall constitute prima facie evidence of the violation of this Act; providing that nothing in this Act shall prohibit the transportation for personal use of one hundred and fifty (150) minnows or less from Montgomery county to another county and providing that nothing shall prohibit transportation of minnows from Montgomery county to another county when said minnows have been raised in a minnow hatchery in this State; defining a minnow hatchery; providing a penalty; and declaring an emergency."

S. B. No. 478, A bill to be entitled "An Act to provide for continuous terms for the 77th District Court in Limestone and Freestone Counties; providing this Act shall be cumulative of Section 77 of Article 199, Revised Civil Statutes of Texas, 1925, and repealing said section only to the extent of conflict, and declaring an emergency."

S. B. No. 479, A bill to be entitled "An Act to provide for continuous terms for the 87th District Court in Anderson, Limestone, Freestone and Leon Counties; providing this Act shall be cumulative of Section 87 of Article 199, Revised Civil Statutes of Texas, 1925, and repealing said section only to the extent of conflict, and declaring an emergency."

H. C. R. No. 115, To suspend Joint Rules to permit consideration of H.

B. No. 37 on Wednesday, May 25, 1949, and Thursday, May 26, 1949.

H. C. R. No. 35, Creating a committee to be known as the "Insurance Code Committee" to study the Statutes of this State affecting the business of insurance, and to recommend an arrangement of the Statutes under a single code or title.

H. C. R. No. 116, Granting each House permission to adjourn from Thursday, May 26, 1949 until Monday, May 30, 1949.

Respectfully submitted,  
CLARENCE JONES,  
Chief Clerk, House of Representatives.

#### Senate Bill 174 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 174, A bill to be entitled "An Act amending Article 657, Revised Civil Statutes of Texas; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 174 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 174 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

#### House Concurrent Resolution 115

The Presiding Officer laid before the Senate for consideration at this time:

H. C. R. No. 115, Suspending the Joint Rules to permit consideration of H. B. No. 37 on Wednesday, May 25, 1949 and Thursday, May 26, 1949.

The resolution was read and was adopted.

#### Senate Bill 202 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 202, A bill to be entitled "An Act to amend Article 666, of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 171, of the Acts of the 48th Legislature, and by Chapter 289, of the Acts of the 50th Legislature, to provide for a method of selling, disposing or transferring of state property which has become unfit for use or no longer needed; providing for a notice of sale; providing for disposition of monies received from sale or transfer; providing for a final report covering sale and disposition; and providing for the disposition of property which cannot be sold; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 202 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be sus-

pending and that S. B. No. 202 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

## Senate Bill 383 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 383, A bill to be entitled "An Act to amend Article 5535 of the Revised Statutes of Texas of 1925 by omitting women therefrom, except as to pending actions, and by suspending the effect thereof for a time therein fixed as to causes of action which may have arisen in favor of a married woman more than six months next before the passage thereof and declaring an emergency."

The bill was read second time.

Senator Bracewell offered the following committee amendment to the bill:

Amend S. B. No. 383 by inserting the word "married" in the caption after the word "omitting" and before the word "women".

The committee amendment was adopted.

The bill was passed to engrossment.

## Senate Bill 383 on Third Reading

Senator Bracewell moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 383 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Jones
Ashley	Kelley of Hidalgo
Bell	Kelly of Tarrant
Bracewell	Lane
Bullock	Lock
Carney	Martin
Colson	McDonald
Corbin	Moffett
Cousins	Moore
Hardeman	Morris
Harris	Phillips
Hazlewood	Proffer
Hudson	Shofner

Strauss  
Taylor  
Tynan

Vick  
Weinert

#### Senate Bill 431 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 431, A bill to be entitled "An Act to authorize the further regulation and supervision of Automobile Insurance, and amending Chapter 253, Acts of the 40th Legislature, p. 373, as amended, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 431 on Third Reading

Senator Cousins moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 431 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—31

Aikin	Cousins
Ashley	Hardeman
Bell	Harris
Bracewell	Hazlewood
Bullock	Hudson
Carney	Jones
Colson	Kelley of Hidalgo
Corbin	Kelly of Tarrant

Lane  
Lock  
Martin  
McDonald  
Moffett  
Moore  
Morris  
Phillips

Proffer  
Shofner  
Strauss  
Taylor  
Tynan  
Vick  
Weinert

#### Senate Bill 426 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 426, A bill to be entitled "An Act to amend Article 5139, Revised Civil Statutes of Texas, 1925, as amended, the last amendment being House Bill 257, Acts of the 50th Legislature, 1947, Chapter 326, page 560, (relative to County Juvenile Boards in certain counties) so as to provide for compensation of all members of Juvenile Boards in counties having a population of 100,000 or over; and declaring an emergency."

The bill was read second time.

Senator Kelley of Hidalgo offered the following amendment to the bill:

Amend S. B. 426 on Page 3, Lines 6, 7, 8, 9, 10, 11, 12 and 13 by striking out the words "the members composing such Juvenile Board in such county shall each be allowed additional compensation in the amount of One Thousand, Five Hundred Dollars (\$1500) per annum which shall be paid in twelve (12) equal installments out of the general fund of such county upon the order of the Commissioners' Court. Compensation herein provided is in addition to the salary paid District Judges and County Judges of the State and County." and substituting in lieu thereof the following:

"The annual salary of each of the Judges of the Civil and Criminal District Courts of such county as members of said Board shall be One Thousand, Five Hundred Dollars (\$1500) in addition to that paid the other District Judges of the State, said additional salary to be paid monthly out of the general fund of such county, upon order of the Commissioners' Court."

The amendment was adopted.

Senator Kelley of Hidalgo offered the following amendment to the bill:

Amend S. B. 426, Section 2 on Page



3 by striking out the first three (3) lines of said Section 2 and substituting in lieu thereof the following:

"Section 2. The fact that there are numerous juvenile problems involved in those counties bordering on the Gulf of Mexico which require additional work and consideration on the part of the County Judges who are members of Juvenile Boards, because of the nature of the juvenile problems arising in port cities and elsewhere along the coast creates an".

The amendment was adopted.

Senator Kelley of Hidalgo offered the following amendment to the bill:

Amend S. B. 426 by adding an additional section to be known as Section 1a immediately following the end of Section 1 on Page 3 and immediately before Section 2 on Page 3 as follows:

"Section 1a. In any county having a population of one hundred thousand (100,000) or over according to the preceding Federal Census and which said counties border on the Gulf of Mexico, the members composing such Juvenile Board in such county, including the County Judge as a member of said Board, shall each be allowed additional compensation in the amount of One Thousand Five Hundred Dollars (\$1,500) per annum, which shall be paid in twelve (12) equal installments out of the general fund of such county upon the order of the Commissioners' Court. Compensation herein provided shall be in addition to the salary paid District Judges and County Judges of the State and County."

The amendment was adopted.

On motion of Senator Kelley of Hidalgo, and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

The bill was passed to engrossment.

#### Senate Bill 426 on Third Reading

Senator Kelley of Hidalgo moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 426 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

#### Senate Bill 473 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 473, A bill to be entitled "An Act authorizing the State Board of Control to grant to the City of San Antonio an easement for sewerage purposes across certain land owned by the State of Texas and occupied by the San Antonio State Hospital; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 473 on Third Reading

Senator Tynan moved that the con-

stitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 473 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 947 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 947, A bill to be entitled "An Act providing for an open season on fresh water fish in Medina Lake; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 947 on Third Reading**

Senator Tynan moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 947 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**Senate Bill 439 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 439, A bill to be entitled "An Act authorizing the State Department of Public Safety to construct, equip and operate a building

or plant upon the Tract of 84-12/100 acres out of the James P. Wallace League Survey No. 57 in Travis County, now owned by the State of Texas; making appropriation therefor; repealing all laws and parts of laws in conflict; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 439 on Third Reading

Senator Taylor moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 439 be placed on its third reading and final passage.

The motion prevailed by the following vote:

##### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

##### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

#### Senate Bill 402 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 402, A bill to be entitled "An Act relating to the disposition of the distributive portions of unknown stockholders upon the dissolution of domestic corporations and imposing liability for failure to observe the requirements of the Act."

The bill was read second time and was passed to engrossment.

#### Senate Bill 402 on Third Reading

Senator Lane moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 402 be placed on its third reading and final passage.

The motion prevailed by the following vote:

##### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

##### Yeas—31

Aikin	Hazlewood
Ashley	Hudson
Bell	Jones
Bracewell	Kelley of Hidalgo
Bullock	Kelly of Tarrant
Carney	Lane
Colson	Lock
Corbin	Martin
Cousins	McDonald
Hardeman	Moffett
Harris	Moore

Morris	Taylor
Phillips	Tynan
Proffer	Vick
Shofner	Weinert
Strauss	

**House Bill 596 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 596, A bill to be entitled "An Act authorizing Commissioners' Courts in counties having a population of not less than 29,500 nor more than 30,000 inhabitants, according to the last preceding or any future Federal Census, and in which there is located no Court of Civil Appeals, to provide for, maintain and establish a County Law Library; providing for the taxing of costs in civil cases, with certain exceptions, to provide a fund for such libraries and for administration of such fund; granting authority to said Courts to make rules for use of said libraries; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 596 on Third Reading**

Senator Cousins moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 596 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 683 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 683, A bill to be entitled "An Act to clarify and amend the Laws of Texas relating to dentistry by amending Section 3 of Chapter 571, General and Special Laws of Texas, Regular Session, Fiftieth Legislature, 1947, so as to provide for revocation, cancellation, or suspension of licenses; the filing and docketing of sworn complaints; investigation of complaints; adequate notice and hearing before the Board; for authority in such Board to subpoena and compel attendance of witnesses; providing for the right of appeal from decision of Board to the Courts; repealing all laws in conflict; providing for possible legal construction and declaring the Legislative intent with respect to this Act; and declaring an emergency."

The bill was read second time.

Senator Ashley offered the following amendment to the bill:

Amend House Bill No. 683 by adding a new section after Section 1 and immediately before Section 2 to be known as Section 2 and renumbering the following sections in proper numerical order, such new Section 2 to read as follows:

Upon a trial or hearing for the violation of any of the articles or provisions of the Penal Code or Civil Statutes of Texas or any additions or amendments thereto pertaining to dentistry, the representatives, agents, or members of the State Board of

Dental Examiners of Texas shall not be held or considered accomplices, and their uncorroborated testimony shall be sufficient to support a conviction.

The amendment was adopted.

On motion of Senator Ashley and by unanimous consent, the caption was amended to conform with the body of the bill.

The bill was passed to third reading.

#### House Bill 683 on Third Reading

Senator Ashley moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 683 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Kelley of Hidalgo
Ashley	Kelly of Tarrant
Bell	Lane
Bracewell	Lock
Bullock	Martin
Carney	McDonald
Colson	Moffett
Corbin	Moore
Cousins	Morris
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Taylor

Tynan  
Vick

Weinert

#### House Bill 572 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 572, A bill to be entitled "An Act amending Article 2821 of the R. C. S. of Texas, 1925, as amended, providing for the increase in the compensation of school census takers; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 572 on Third Reading

Senator Bell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 572 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Hardeman
Ashley	Harris
Bell	Hazlewood
Bracewell	Hudson
Bullock	Jones
Carney	Kelley of Hidalgo
Colson	Kelly of Tarrant
Corbin	Lane
Cousins	Lock

Martin	Shofner
McDonald	Strauss
Moffett	Taylor
Moore	Tynan
Morris	Vick
Phillips	Weinert
Proffer	

**House Bill 724 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 724, A bill to be entitled "An Act providing for the sale of oil and/or gas in the lands under control of the State Parks Board; excluding certain lands; creating a board for the leasing of said lands; prescribing the duties and powers of said board; prescribing the mode and manner of selling said oil and/or gas leases in said lands; prescribing for the sale of timber on such lands; making an appropriation to defray the expense of enforcing said Act; repealing all laws in conflict and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 724 on Third Reading**

Senator Bell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 724 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 793 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 793, A bill to be entitled "An Act to amend Article 1645 of the Revised Civil Statutes of Texas, 1925, as amended, the last amendment being Senate Bill 119, Acts 1941, 47th Legislature, Chapter 601, page 1331, providing there shall be appointed a County Auditor in Counties containing a population of thirty-five thousand inhabitants or more according to the last preceding Federal Census, or having a tax valuation of Fifteen Million Dollars (\$15,000,000) or more according to the last approved tax rolls and providing for their compensation; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 793 on Third Reading**

Senator Bell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 793 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Bullock
Ashley	Carney
Bell	Colson
Bracewell	Corbin

Cousins	Moffett
Hardeman	Moore
Harris	Morris
Hazlewood	Phillips
Hudson	Proffer
Jones	Shofner
Kelley of Hidalgo	Strauss
Kelly of Tarrant	Taylor
Lane	Tynan
Lock	Vick
Martin	Weinert
McDonald	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 625 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 625, A bill to be entitled "An Act to amend Article 2095, Revised Civil Statutes of Texas, as amended by Acts, 1929, 41st Legislature, page 263, Chapter 116, and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 625 on Third Reading**

Senator Bracewell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 625 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Concurrent Resolution 16**

The Presiding Officer laid before the Senate for consideration at this time:

H. C. R. No. 116, Permitting each House to adjourn from Thursday, May 26, 1949, until Monday, May 30, 1949.

The resolution was read and was adopted.

**House Bill 436 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 436, A bill to be entitled "An Act to fix the maximum and

minimum of the salaries to be paid the County Judge, the Sheriff, the District Attorney or Criminal District Attorney, as the case may be, the District Clerk, the County Clerk, the Assessor and Collector of Taxes, the County Treasurer, and the Judges of any County Courts at Law in counties having a population of three hundred fifty-five thousand or more according to the last preceding or any future Federal census, and declaring an emergency."

The bill was read second time.

Senator Bracewell offered the following amendment to the bill:

Amend H. B. 436, Section No. 1, by striking out the words and figures "Three Hundred Thousand (300,000)" and inserting in lieu thereof the words and figures "Three Hundred and Ninety-eight Thousand (398,000)".

The amendment was adopted.

On motion of Senator Bracewell and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

The bill was passed to third reading.

#### House Bill 436 on Third Reading

Senator Bracewell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 436 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third

reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

#### House Bill 790 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 790, A bill to be entitled "An Act providing for the manner and procedure in which any municipal corporation or city having in effect a comprehensive zoning ordinance as prescribed by State Statutes may be annexed to, incorporated into or combined with another such municipal corporation or city; providing said ordinance shall not be repealed, altered or amended except by election; providing nothing in the Act shall be construed to permit consolidation or annexation except by vote of the people; providing a savings clause; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 790 on Third Reading

Senator Bracewell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 790 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Bullock
Ashley	Carney
Bell	Colson
Bracewell	Corbin



Cousins	Moffett
Hardeman	Moore
Harris	Morris
Hazlewood	Phillips
Hudson	Proffer
Jones	Shofner
Kelley of Hidalgo	Strauss
Kelly of Tarrant	Taylor
Lane	Tynan
Lock	Vick
Martin	Weinert
McDonald	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 614 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 614, A bill to be entitled "An Act empowering and directing the State Department of Public Welfare to refund to the Federal Government One Thousand Eight Hundred and Ninety-four Dollars and sixty-nine cents (\$1,894.69) to make adjustment in amounts expended in excess of those found necessary by the Social Security Administration for the proper administration of the Civilian War Assistance Program and the Enemy Alien Program; providing for a repealing clause, a saving clause, and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 614 on Third Reading**

Senator Hudson moved that the con-

stitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 614 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 751 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 751, A bill to be entitled "An Act to amend the Revised Civil Statutes of Texas, of 1925, as amended, Article 4477, Rule 54a, being Section 21 of S. B. No. 46, Chapter 41, Acts of the 40th Legislature, 1st Called Session, as amended by Section

2 of H. B. No. 613, Acts of the 46th Legislature, R. S., so as to provide for the issuance of a certified copy of the record, or any part thereof, of any birth or death registered under the provisions of this Act, in form approved by the State Department of Health; providing a fee for such copies and for searching the files; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 751 on Third Reading

Senator Bracewell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 751 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Jones
Ashley	Kelley of Hidalgo
Bell	Kelly of Tarrant
Bracewell	Lane
Bullock	Lock
Carney	Martin
Colson	McDonald
Corbin	Moffett
Cousins	Moore
Hardeman	Morris
Harris	Phillips
Hazlewood	Proffer
Hudson	Shofner

Strauss	Vick
Taylor	Weinert
Tynan	

#### House Bill 876 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 876, A bill to be entitled "An Act to fix the date of all school elections in counties having a population of five hundred thousand (500,000) or more, according to the last preceding Federal Census; providing an effective date; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 876 on Third Reading

Senator Bracewell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 876 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Corbin
Ashley	Cousins
Bell	Hardeman
Bracewell	Harris
Bullock	Hazlewood
Carney	Hudson
Colson	Jones

Kelley of Hidalgo	Phillips
Kelly of Tarrant	Proffer
Lane	Shofner
Lock	Strauss
Martin	Taylor
McDonald	Tynan
Moffett	Vick
Moore	Weinert
Morris	

**House Bill 432 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 432, A bill to be entitled "An Act to confer upon all counties in the State of Texas the right of eminent domain to acquire property, real and personal, rights of way and easement over land, public or private, for making and digging canals, drains, levees and improvements for flood control, and drainage as related to flood control, and providing outlets for the runoff of excessive waters and related purposes, prescribing procedure, and authorizing counties and other governmental subdivisions to cooperate and contract with reference to flood control works, and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 432 on Third Reading**

Senator Bracewell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 432 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 789 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 789, A bill to be entitled "An Act authorizing the payment of reasonable fees and charges to the Texas Agricultural and Mechanical College System for services rendered by members of the Staff of said System to the State Highway Department and for equipment and materials necessary for research and experimentation in all phases of highway activity, economics, materials, specifications, design of roadways, construction, maintenance, pavement and structures, traffic control, safety, the economics of highway design and construction, and such other fields of highway design, etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 789 on Third Reading**

Senator Bullock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 789 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

## House Bill 337 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 337, A bill to be entitled "An Act to provide for the better and more efficient care of epileptic patients of the Abilene State Hospital; defining the duties of the Superintendent; prescribing the means for admission; authorizing the transfer of epileptic patients from the mental hospitals to the epileptic hospital; prescribing the duties of the County Judge regarding admissions; providing for a repealing clause; and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 337 on Third Reading

Senator Bullock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 337 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

## House Bill 921 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 921, A bill to be entitled "An Act providing that the Board of Trustees of any independent school district with a scholastic population

of not less than one thousand (1000) and located in any county in this State having a population of not less than thirty thousand four hundred (30,400), nor more than thirty-one thousand five hundred (31,500), shall have authority and power to borrow funds not to exceed Twenty-five Thousand (\$25,000) Dollars for the purpose of supplementing funds on hand to construct and equip public free school buildings in said Independent School District; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 921 on Third Reading

Senator Colson moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 921 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Hardeman
Ashley	Harris
Bell	Hazlewood
Bracewell	Hudson
Bullock	Jones
Carney	Kelley of Hidalgo
Colson	Kelly of Tarrant
Corbin	Lane
Cousins	Lock

Martin	Shofner
McDonald	Strauss
Moffett	Taylor
Moore	Tynan
Morris	Vick
Phillips	Weinert
Proffer	

#### House Bill 377 on second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 377, A bill to be entitled "An Act amending Section 2 of House Bill No. 460, Chapter 216, Acts, Fiftieth Legislature, Regular Session, authorizing any political subdivision of the State of Texas which heretofore has issued and sold bonds and is unable to obtain labor and material to carry out the purposes for which the bonds were issued to invest the proceeds now on hand in Government bonds or other obligations of the United States of America; provided whenever such political subdivisions are able to acquire the necessary labor and material the bonds of the United States in which said proceeds are invested shall be sold or redeemed and the proceeds of said bonds shall be used for the purposes for which the bonds of any such political subdivision were authorized; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 377 on Third Reading

Senator Cousins moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 377 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Hudson
Ashley	Jones
Bell	Kelley of Hidalgo
Bracewell	Kelly of Tarrant
Bullock	Lane
Carney	Lock
Colson	Martin
Corbin	McDonald
Cousins	Moffett
Hardeman	Moore
Harris	Morris
Hazlewood	Phillips

Proffer  
Shofner  
Strauss  
Taylor

Tynan  
Vick  
Weinert

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 762 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 762, A bill to be entitled "An Act amending Section 6 of the Acts of 1947, 50th Legislature, Chapter 171, page 276, by providing for a Board of Education or Board of Trustees of nine (9) members to be elected for a term of three (3) years, the terms shall be so arranged that one-third (1/3) shall be elected annually on the first Tuesday in April, six (6) of whom shall be elected from the districts and three (3) at large from the whole school district; providing for the creation of said districts by the Board of Education, designation of the offices of nine (9) members by numbering the same consecutively, one to nine (1 to 9) inclusive; providing for the filling of vacancies; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 762 on Third Reading**

Senator Harris moved that the constitutional rule requiring bills to be read on three several days be sus-

pended and that H. B. No. 762 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 146 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 146, A bill to be entitled "An Act providing for and requiring big game hunting license for hunting deer or turkey, prescribing its form, fixing fee, providing for issuance of duplicate license and penalty for false swearing in connection therewith; making certain requirements as to attachment and use of deer tags;

providing for method of collecting, recording, reporting and remitting fees derived therefrom and disposition of fees and fines from infractions of this Act; making exemptions; fixing penalty for violation of this Act; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 146 on Third Reading

Senator Carney moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 146 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

#### House Bill 336 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 336, A bill to be entitled "An Act relinquishing and granting unto adjacent landowners the title to beds and channels of all abandoned rivers, streams and other channels that have been or may hereafter be abandoned by reason of the relocation of the bed or channels of such rivers and streams by flood control districts, drainage districts, or levee improvement districts under an approved plan of reclamation; providing certain facts shall be conclusive evidence of abandonment of such rivers, streams and channels; defining certain terms; and declaring an emergency."

The bill was read second time.

Senator Harris offered the following amendment to the bill:

Amend House Bill 336 by adding a new section to be known as "Section 2a", to read as follows: "Any claimant to any portion of said land may perfect his title by applying to the Commissioner of the General Land Office to purchase the land claimed. Such application shall be accompanied by field notes of the tract claimed together with filing fee of \$1.00 and evidence of such claimant's right and title. Upon receipt of a satisfactory application and satisfactory showing of right, such application shall be approved and the land awarded to the applicant. Within sixty (60) days after such award, the applicant shall pay to the Commissioner of the General Land Office for the use and benefit of the public school fund the sum of \$10.00 per acre for the land, and upon receipt thereof, the Commissioner shall issue to the claimant a patent to the land. The Commissioner is hereby authorized to make such rules and regulations as may be appropriate and necessary to accomplish the purpose of this Act."

The amendment was adopted.

Senator Harris offered the following amendment to the bill:

Amend House Bill 336 by striking out of Section 1 after the words "right, title and interest of the State of Texas" the words "for consideration and terms determined and approved by the Land Commissioner,

Attorney General and Governor when such land is owned by the State."

The amendment was adopted.

On motion of Senator Harris and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

The bill was passed to third reading.

#### House Bill 336 on Third Reading

Senator Harris moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 336 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—27

Aikin	Kelly of Tarrant
Ashley	Lane
Bell	Lock
Bracewell	Martin
Bullock	McDonald
Carney	Moffett
Colson	Moore
Corbin	Phillips
Cousins	Proffer
Harris	Shofner
Hazlewood	Strauss
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	

#### Nays—4

Hardeman	Taylor
Morris	Weinert

#### House Bill 224 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 224, A bill to be entitled "An Act conveying the title of the State of Texas to Lot No. 17, in Block No. 71, of the Original Townsite of Borger, Hutchinson County, Texas, as is shown by the recorded map or plat thereof in the Deed Records of said County, acquired by the State under Tax Sale; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 224 on Third Reading

Senator Hazlewood moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 224 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—31

Aikin	Bullock
Ashley	Carney
Bell	Colson
Bracewell	Corbin



Cousins	Moffett
Hardeman	Moore
Harris	Morris
Hazlewood	Phillips
Hudson	Proffer
Jones	Shofner
Kelley of Hidalgo	Strauss
Kelly of Tarrant	Taylor
Lane	Tynan
Lock	Vick
Martin	Weinert
McDonald	

**House Bill 54 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 54, A bill to be entitled "An Act providing that the Commissioners' Courts of all counties employing Juvenile Officers as provided by law shall fix their salaries and regulate their expenses; repealing all laws and parts of laws in conflict herewith to the extent of such conflict; and declaring an emergency."

The bill was read second time.

Senator Hudson offered the following amendment to the bill:

Amend House Bill 54 by striking out the words and figures "three hundred and thirty-five thousand (335,000)" where they appear in the caption and in Section 1 of the Bill and insert in lieu thereof in each of these places the words and figures "one hundred and ninety thousand (190,000)".

The amendment was adopted.

On motion of Senator Hudson and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

The bill was passed to third reading.

**House Bill 54 on Third Reading**

Senator Hudson moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 54 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Bell
Ashley	Bracewell

Bullock	Martin
Carney	McDonald
Colson	Moffett
Corbin	Moore
Cousins	Morris
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Taylor
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick
Lane	Weinert
Lock	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 176 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 176, A bill to be entitled "An Act amending Section 2 of Senate bill No. 46, Chapter 41, page 116, Acts of the Fortieth Legislature, First Called Session, establishing the central Bureau of Vital Statistics, providing for its general supervision and immediate direction, and providing for the appointment and qualifications of the State Registrar of Vital Statistics; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 176 on Third Reading**

Senator Colson moved that the constitutional rule requiring bills to be

read on three several days be suspended and that H. B. No. 176 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

## House Bill 221 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 221, A bill to be entitled "An Act creating a special road law for Reagan County, Texas, providing that said County may fund or refund the indebtedness outstanding against its Road and Bridge Fund as of February 20, 1949, setting forth the method of operation; etc., and de-

claring an emergency."

The bill was read second time.

Senator Hudson offered the following amendment to the bill:

Amend House Bill No. 221 by striking out the date "February 20, 1949" where it appears in line 12; line 31; and line 57 of the printed bill, and insert in lieu thereof the date "March 20, 1949" in each of these lines.

The amendment was adopted.

On motion of Senator Hudson and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

The bill was passed to third reading.

## House Bill 221 on Third Reading

Senator Hudson moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 221 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Cousins
Ashley	Hardeman
Bell	Harris
Bracewell	Hazlewood
Bullock	Hudson
Carney	Jones
Colson	Kelley of Hidalgo
Corbin	Kelly of Tarrant

Lane	Proffer
Lock	Shofner
Martin	Strauss
McDonald	Taylor
Moffett	Tynan
Moore	Vick
Morris	Weinert
Phillips	

**House Bill 447 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 447, A bill to be entitled "An Act providing for the Commissioners' Courts in counties wherein Union Junior College Districts, County Junior College Districts and Joint County Junior College Districts are located to order the election of the first board of trustees, determine and designate the number and location of polling places, appoint election judges, receive and canvass returns, declare the results, issue election certificates, and administer the oath of office; prescribing time for such order to be made before election and giving of notice of election by posting notice thereof; providing for such duties to be performed by the Board of Trustees of Junior College Districts; in all subsequent elections of trustees; prescribing manner of getting names of candidates on the ballots; etc. and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 447 on Third Reading**

Senator Hudson moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 447 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Harris
Ashley	Hazlewood
Bell	Hudson
Bracewell	Jones
Bullock	Kelley of Hidalgo
Carney	Kelly of Tarrant
Colson	Lane
Corbin	Lock
Cousins	Martin
Hardeman	McDonald

Moffett	Strauss
Moore	Taylor
Morris	Tynan
Phillips	Vick
Proffer	Weinert
Shofner	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 732 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 732, A bill to be entitled "An Act providing for the changing of the name of Sul Ross State Teachers College at Alpine, Brewster County, Texas, to Sul Ross State College; providing that wherever such name or reference of name appears in State statutes, or amendments thereto, or in any Acts of any Legislature, or in any court decision, shall mean and apply to the new name; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 732 on Third Reading**

Senator Hudson moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 732 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

## House Bill 757 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 757, A bill to be entitled "An Act creating a conservation district under Article XVI, Section 59, of the Constitution, comprising the territory contained within the cities of Colorado City, Big Spring, Midland and Odessa, for the purpose of providing a source of water supply for municipal, domestic and industrial use and processing and transporting the same; providing for the annexation of additional territory thereto; etc.; and declaring an emergency."

The bill was read second time.

Senator Hudson offered the following amendment to the bill:

Amend House Bill 757 by adding at the end of Subsection (c) of Section 5 the following: "Railroad right of way which is not situated within the defined limits of an incorporated city or town will not be benefitted by improvements, works and facilities which the District is authorized to construct, therefore, it is provided that no railroad right of way shall hereafter be annexed to the district except such right of way as is contained within the limits of an incorporated city or town then or theretofore annexed to the District."

The amendment was adopted.

Senator Hudson offered the following amendment to the bill:

Amend House Bill 757 by inserting between the words "land" and "for" in Section 23 the following words: "adjacent to any of its reservoirs."

The amendment was adopted.

On motion of Senator Hudson and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

The bill was passed to third reading.

## House Bill 757 on Third Reading

Senator Hudson moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 757 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 903 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 903, A bill to be entitled "An Act authorizing any city or town within this State to enter into a contract with any District or authority created under Article XVI, Section 59 of the Constitution, for supplying water to such city and authorizing such city to lease its water production, water supply and water supply facilities to such District, or make a contract with such District for the operation of such water facilities; providing that any contract may provide that the city shall not obtain water from any source other than the District except to the extent provided in such contract; requiring an election and prescribing the procedure for the authorization of such contract; enacting other provisions relating to the subject; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 903 on Third Reading**

Senator Hudson moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 903 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 923 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 923, A bill to be entitled "An Act providing for the disannexation of territory by Joint County Junior College Districts under certain conditions."

The bill was read second time and was passed to third reading.

**House Bill 923 on Third Reading**

Senator Hudson moved that the constitutional rule requiring bills to be

read on three several days be suspended and that H. B. No. 923 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 667 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 667, A bill to be entitled "An Act to provide an open season for the hunting, taking or killing of wild deer in Red River, Lamar and Fannin Counties; providing a bag limit of one buck deer for each hunter during a season; fixing a penalty for the violation thereof; repealing all laws in conflict herewith; and de-

claring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 667 on Third Reading**

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 667 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 108 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 108, A bill to be entitled "An Act providing that the Commissioners Courts of certain counties in which are located large tracts of land owned in undivided interests by ten or more persons, the titles to all or portions of which emanate from the King of Spain and on which delinquent taxes are owed, such counties may employ counsel and institute suits for the collection of such delinquent taxes, and are authorized to have said tracts partitioned in order to collect such delinquent taxes; and providing for the procedure fixed in the provisions of Section 15, Article 7345b, Revised Civil Statutes of Texas, as amended by the Acts of the Regular Session of the Forty-ninth Legislature, 1945, Chapter 219, providing that said Act shall be cumulative of other existing laws, except in so far as same conflict herewith; and repealing all conflicting laws to the extent of the conflict; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 108 on Third Reading

Senator Kelley of Hidalgo moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 108 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and

was passed by the following vote:

#### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

#### House Bill 896 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 896, A bill to be entitled "An Act authorizing all incorporated cities of more than 50,000 population, according to the last preceding Federal Census, owning gas distribution systems, to issue revenue bonds to acquire certain public buildings and the necessary sites therefor; requiring an election to authorize the issuance of such bonds; prescribing the manner of issuing such bonds and the terms and conditions upon which original and subsequent bonds may be issued and payment thereof secured by pledging certain specified revenues; prescribing the powers and duties of the governing bodies of such cities in regard to authorizing the issuance of such bonds and the use of such revenues; authorizing the refunding of bonds issued hereunder; providing this Act shall be cumulative of other laws but shall prevail over other laws in conflict; containing a savings clause; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 896 on Third Reading

Senator Kelley of Hidalgo moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 896 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

## House Bill 805 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 805, A bill to be entitled "An Act authorizing the purchase of sites and the construction of county office buildings, additional county jail facilities and agricultural buildings by the Commissioners' Courts in counties having a population in excess of ninety thousand (90,000) inhabitants according to the last preceding Federal Census and having at least three (3) incorporated cities within the county; validating all proceedings of such nature by said Commissioners' Court within the past two (2) years; providing, however, that

this Act shall not affect any case or cause of action now pending in the courts of this State; providing this Act shall be cumulative; and providing this Act shall be severable; and declaring an emergency.

The bill was read second time and was passed to third reading.

## House Bill 805 on Third Reading

Senator Kelley of Hidalgo moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 805 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	



**House Bill 475 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 475, A bill to be entitled "An Act providing for the employment of Assistant County Attorneys and Secretaries to County Judges by the Commissioners' Courts of certain counties, fixing their salaries; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 475 on Third Reading**

Senator Kelley of Hidalgo moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 475 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—31**

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

**Yeas—31**

Aikin	Hardeman
Ashley	Harris
Bell	Hazlewood
Bracewell	Hudson
Bullock	Jones
Carney	Kelley of Hidalgo
Colson	Kelly of Tarrant
Corbin	Lane
Cousins	Lock

Martin	Shofner
McDonald	Strauss
Moffett	Taylor
Moore	Tynan
Morris	Vick
Phillips	Weinert
Proffer	

**House Bill 927 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 927, A bill to be entitled "An Act repealing House Bill No. 366, Acts of the 50th Legislature, 1947, Regular Session, Chapter 96, page 159, relative to limiting the number of minnows that may be taken in Panola County; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 927 on Third Reading**

Senator Lane moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 927 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—31**

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

**Yeas—31**

Aikin	Bracewell
Ashley	Bullock
Bell	Carney

Colson	McDonald
Corbin	Moffett
Cousins	Moore
Hardeman	Morris
Harris	Phillips
Hazlewood	Proffer
Hudson	Shofner
Jones	Strauss
Kelley of Hidalgo	Taylor
Kelly of Tarrant	Tynan
Lane	Vick
Lock	Weinert
Martin	

#### House Bill 611 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 611, A bill to be entitled "An Act authorizing Counties to provide for Workmen's Compensation Insurance for County employees and their representatives and beneficiaries for personal injuries sustained in the course of employment and for death resulting from such injuries; providing that such Counties may be self-insuring or may purchase Workmen's Compensation Insurance from any company, authorized to do business in Texas; providing that all claims shall be presented to and passed on by the Industrial Accident Board; providing that the County is charged with the administration of this Act; providing for an appeal by the claimant or the County from the Board's award; providing that the County or Criminal District Attorney shall be the regular representative of the County; repealing all laws in conflict herewith; and declaring an emergency."

The bill was read second time.

Senator Lane offered the following committee amendments:

#### (Committee Amendment No. 1)

Amend House Bill No. 611 as follows:

Sub-division 2 of Section 2, by striking out all of the sentence after the word "Act" in line 6 of the typewritten bill.

#### (Committee Amendment No. 2)

Amend House Bill No. 611 as follows:

By striking out the first paragraph of Section 3 and number the next succeeding paragraph thereof as Section 3.

#### (Committee Amendment No. 3)

Amend H. B. No. 611 by striking out all of Section 4 thereof and renumbering subsequent sections to conform.

#### (Committee Amendment No. 4)

Amend H. B. No. 611 by striking out the word "County" in line 8 of Section 6 and inserting in lieu thereof the word "insurer."

The Committee Amendments were severally adopted.

Senator Lane offered the following committee amendment to the bill:

#### (Committee Amendment No. 5)

Amend H. B. No. 611 by striking out the period at the end of said section and adding the following words: "in all cases where the county is the insurer."

Senator Lane offered the following amendment to Committee Amendment No. 5:

Amend Committee Amendment No. 5 to H. B. No. 611 by adding after the word "Section" therein the number "19".

The amendment to the Committee Amendment was adopted.

Committee Amendment No. 5, as amended, was then adopted.

Senator Lane offered the following amendment to the bill:

Amend H. B. No. 611 by deleting all of Sections 13 and 14 thereof except the first sentence of Section 13, and renumber subsequent sections to conform.

The amendment was adopted.

On motion of Senator Lane and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

The bill was passed to third reading.

#### House Bill 611 on Third Reading

Senator Lane moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 611 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

## House Bill 685 on Second Reading

The Presiding Officer laid before then Senate on its second reading and passage to third reading:

H. B. No. 685, A bill to be entitled "An Act regulating the taking of squirrels in Cherokee County, Texas; providing a penalty; repealing all laws in conflict herewith; and declaring an emergency."

The bill was read second time.

Senator Lock offered the following amendment to the bill:

Amend House Bill No. 685 by strik-

ing out all of Section 1 and inserting in lieu thereof the following:

"Section 1. It shall be unlawful for anyone to hunt, take or kill any squirrel in the County of Cherokee, Texas, except during the time between the first of October and the thirty-first of December, both inclusive, of each year."

The amendment was adopted.

On motion of Senator Lock and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

The bill was passed to third reading.

## House Bill 685 on Third Reading

Senator Lock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 685 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Cousins
Ashley	Hardeman
Bell	Harris
Bracewell	Hazlewood
Bullock	Hudson
Carney	Jones
Colson	Kelley of Hidalgo
Corbin	Kelly of Tarrant

Lane	Proffer
Lock	Shofner
Martin	Strauss
McDonald	Taylor
Moffett	Tynan
Moore	Vick
Morris	Weinert
Phillips	

**House Bill 649 on Second Reading**

The Presiding Officer laid before then Senate on its second reading and passage to third reading:

H. B. No. 649, A bill to be entitled "An Act regulating the hunting of deer in Nacogdoches County; repealing conflicting laws; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 649 on Third Reading**

Senator Lock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 649 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—31**

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

**Yeas—31**

Aikin	Bullock
Ashley	Carney
Bell	Colson
Bracewell	Corbin

Cousins	Moffett
Hardeman	Moore
Harris	Morris
Hazlewood	Phillips
Hudson	Proffer
Jones	Shofner
Kelley of Hidalgo	Strauss
Kelly of Tarrant	Taylor
Lane	Tynan
Lock	Vick
Martin	Weinert
McDonald	

**House Bill 745 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 745, A bill to be entitled "An Act to amend Article 6954, Revised Civil Statutes of Texas, 1925, as amended, the last amendment being Acts, 1947, Fiftieth Legislature, page 1024, Chapter 439, by adding Sabine and San Augustine Counties to the list of Counties named therein so as to permit certain Counties by an election of the freeholders thereof to have a stock law in such counties, or in subdivisions thereof; and declaring an emergency."

The bill was read second time.

On motion of Senator Lock and by unanimous consent, the caption was amended to conform with the body of the bill as amended (to include all counties referred to in the body of the bill, in the caption).

The bill was passed to third reading.

**House Bill 745 on Third Reading**

Senator Lock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 745 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—31**

Akin	Hardeman
Ashley	Harris
Bell	Hazlewood
Bracewell	Hudson
Bullock	Jones
Carney	Kelley of Hidalgo
Colson	Kelly of Tarrant
Corbin	Lane
Cousins	Lock

Martin	Shofner
McDonald	Strauss
Moffett	Taylor
Moore	Tynan
Morris	Vick
Phillips	Weinert
Proffer	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Akin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 501 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 501, A bill to be entitled "An Act amending Section 1 of the Special Laws, 1939, 46th Legislature, page 602, as amended by Section 1 of the Special Laws, 1939, 46th Legislature, page 605, as amended by Chapter 288, Acts of the Regular Session of the 50th Legislature, 1947, page 491, providing for a Purchasing Agent and his assistant in counties having populations in excess of One Hundred Forty Thousand (140,000) according to the last preceding Federal Census, general or special, providing compensation for such officers; providing for their appointment, and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 501 on Third Reading**

Senator Kelly of Tarrant moved that the constitutional rule requiring bills to be read on three several days

be suspended and that H. B. No. 501 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Akin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Akin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 385 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 385, A bill to be entitled "An Act to amend Section 5, Article 5142b, Title 82, of the Revised Statutes, as amended by Acts of the Forty-ninth Legislature, Regular Session, page 251, Chapter 185, to provide for compensation for all probation officers and the necessary expenses in the operation of their offices; to provide for automobiles for

the use of the probation officers and to pay the expense and upkeep and maintenance, or in lieu thereof to allow the necessary automobile expense; providing a savings clause; and declaring an emergency."

The bill was read second time.

Senator Tynan offered the following amendment to the bill:

Amend H. B. No. 385 by striking out all below the enacting clause and inserting in lieu thereof the following:

"Section 1. That Sections 1, 5, and 7 of Article 5142b, Title 82 of the Revised Civil Statutes of the State of Texas, Acts of 1937, Forty-fifth Legislature, Chapter 46, as amended, be, and the same are hereby amended so as to hereafter read as follows:

"Section 1. The provision of this Act shall apply to all counties of the State of Texas containing a population of not less than one hundred and ninety thousand (190,000) inhabitants, nor more than three hundred and fifty thousand (350,000) inhabitants, according to the last preceding or any future Federal Census, general or special.

"Section 5. The compensation of all probation officers shall be fixed by the Juvenile Board subject to the approval of the County Commissioners' Court, which shall be not less than Three Thousand, Six Hundred Dollars (\$3,600) per annum for the Chief Probation Officer, and not less than One Thousand, Eight Hundred Dollars (\$1,800) per annum for Assistants or Deputies.

"Section 7. That all homes, schools, farms and any and all other institutions or places of housing maintained and used chiefly by the County for training, education, and support or correction of juveniles shall be under the control and supervision of the Juvenile Board, and the Superintendent of each such institution shall be appointed by the Chief Probation Officer for a term of two (2) years, and each such appointment shall be confirmed by the Juvenile Board. The salaries of all the Superintendents shall be fixed by the County Commissioners' Court. Provided, however, that any such superintendent may at any time, for good cause, be suspended or removed by the appointing authority."

"Section 2. That a new Section to be known as Section 17, be added to Article 5142b, Revised Civil Statutes of Texas, as amended, to read as follows:

"Section 17. The Commissioners' Court is authorized to furnish such Probation Officers automobiles to be used in the official work of the Probation Department, and provide for the maintenance and operation of same.

"If the Commissioners' Court does not furnish automobiles to the Probation Officers in the discharging of their duties, it shall allow such Probation Officers such reasonable amounts as may be necessary for the use and operation of their personally owned automobiles. The Commissioners' Court shall allow such Probation Officers such other expenses as it may think reasonable and proper which are incurred in the discharging of their duties subject to the approval of the County Auditor and such funds as are necessary to maintain and operate the offices of the Probation Department."

"Section 3. If any section, clause, or part of this section is found to be unconstitutional or invalid it is hereby declared to be the purpose and intention of the Legislature that such section shall not in any manner invalidate or impair the remaining portions of this Act.

"Section 4. It is further provided that all laws and parts of laws in conflict with the provisions of this Act be, and the same are hereby repealed to the extent of such conflicts only.

"Section 5. The fact that there is an imperative need to secure and maintain the services of competent and experienced and trained personnel, which cannot be done under the existing Statutes because of salary and expense limitations, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended and the same is suspended, and this Act shall become effective from and after its passage, and it is so enacted."

The amendment was adopted.

Senator Tynan offered the following amendment to the bill:

Amend H. B. No. 385 by striking out all above the enacting clause and inserting in lieu thereof the following:

"An Act amending Sections 1, 5, and 7 of Article 5142b, Title 82 of the Revised Civil Statutes of Texas, Acts of 1937, Forty-fifth Legislature, Chapter 46, as amended, so as to raise the population bracket, to provide for compensation for all probation officers, and to provide for the suspension of Superintendents by the appointing authority; and further amending Article 5142b of the Revised Civil Statutes, Acts of 1937, Forty-fifth Legislature, Chapter 46, as amended, by the addition of a new Section to be known as Section 17 to provide for automobiles for the use of the probation officers and to pay the expense, upkeep and maintenance, or in lieu thereof to allow the necessary automobile expense, and to allow other necessary expenses in the operation of their offices; providing a savings clause; repealing all laws or parts of laws in conflict; and declaring an emergency."

The amendment was adopted.

The bill was passed to third reading.

#### House Bill 385 on Third Reading

Senator Kelly of Tarrant moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 385 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—31

Akin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—31

Akin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

#### House Bill 878 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 878, A bill to be entitled "An Act requiring the commissioners' court of each county in this State to purchase burial ground for the purpose of burying honorably discharged veterans of the armed forces of the United States of America, who may hereafter die without leaving sufficient means to defray funeral expenses; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 878 on Third Reading

Senator Kelly of Tarrant moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 878 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—31

Akin	Cousins
Ashley	Hardeman
Bell	Harris
Bracewell	Hazlewood
Bullock	Hudson
Carney	Jones
Colson	Kelley of Hidalgo
Corbin	Kelly of Tarrant

Lane	Proffer
Lock	Shofner
Martin	Strauss
McDonald	Taylor
Moffett	Tynan
Moore	Vick
Morris	Weinert
Phillips	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Akin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

#### House Bill 806 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 806, A bill to be entitled "An Act providing for the removal and regulation of removal by the Game, Fish and Oyster Commission by crews or contracts of rough fish or turtles from the public fresh waters of this State; providing for disposition and expenditure of money received from sales of rough fish and turtles hereunder; defining 'rough fish'; repealing conflicting laws or parts thereof, local, general or special; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 806 on Third Reading

Senator Moffett moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 806 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Akin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Akin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

#### House Bill 713 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 713, A bill to be entitled "An Act to amend paragraphs 2 and 3 of Subsection A of Section 6 of House Bill 168, Chapter 352, Acts of the Regular Session of the 50th Legislature (Vernon's Texas Civil Statutes, Article 6228a); to provide for a seven (7) ex officio member Board of Trustees of the Employees Retirement System of Texas; to provide who shall be ex officio members of the Board of Trustees; providing for a nomination and election of three



(3) ex officio trustees to be members of the Employees Retirement System and providing for a term of office for said members; providing a method of filling vacancies of employee-members of the Board of Trustees; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 713 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 713 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Akin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Akin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

#### House Bill 700 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 700, A bill to be entitled "An Act providing that it shall be unlawful to kill or take wild turkey in Jack County from and after the passage of this Act; providing a penalty; repealing all conflicting laws; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 700 on Third Reading

Senator Proffer moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 700 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Akin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Akin	Harris
Ashley	Hazlewood
Bell	Hudson
Bracewell	Jones
Bullock	Kelley of Hidalgo
Carney	Kelly of Tarrant
Colson	Lane
Corbin	Lock
Cousins	Martin
Hardeman	McDonald

Moffett	Strauss
Moore	Taylor
Morris	Tynan
Phillips	Vick
Proffer	Weinert
Shofner	

**House Bill 548 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 548, A bill to be entitled "An Act declaring a closed season on deer and quail in Parker County, Texas, for a period of two (2) years; making it unlawful to take, trap, ensnare, kill or attempt to kill any deer or quail in Parker County for a period of two years from and after the passage of this Act; fixing a penalty; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 548 on Third Reading**

Senator Proffer moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 548 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—31**

Akin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

**Yeas—31**

Akin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 917 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 917, A bill to be entitled "An Act amending Section 17a of Article 2815h designated and so numbered in Section 1 of Senate Bill No. 227, Forty-fifth Legislature, Regular Session, 1937, governing in the creation of Union Junior Colleges and joint county Junior Colleges, and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 917 on Third Reading**

Senator Proffer moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 917 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—31**

Akin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Akin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 798 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 798, A bill to be entitled "An Act to amend Senate Bill No. 175, being Chapter 15 of the Acts of the Forty-sixth Legislature, Regular Session, effective March 25, 1939, as amended by House Bill No. 502, being Chapter 561 of the Acts of the Forty-seventh Legislature, Regular Session, effective July 2, 1941, as amended by Acts of 1945, 49th Legislature, page 406, Chapter 261, as amended by House Bill 746, being Chapter 350, page 692, of the Acts of the Fiftieth Legislature, Regular Session, authorizing independent school districts or common school districts and cities which have assumed the control of public schools situated therein to build or purchase buildings and grounds located within or without the district or city, for the purpose of constructing gymnasia, stadia, or other recreational facilities, etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 798 on Third Reading**

Senator Kelley of Hidalgo moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 798 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Akin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 277 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 277, A bill to be entitled "An Act governing the taking of fish and minnows from the public fresh waters of Wise County; providing means and methods by which fish may be taken from said waters with certain exceptions; providing a penalty for the violation of this Act; repealing conflicting laws; and declaring an emergency."

The bill was read second time.

Senator Proffer offered the following amendment to the bill:

Amend House Bill No. 277, Section 4, by striking out the last sentence of said Section.

The amendment was adopted.

Senator Proffer offered the following amendment to the bill:

Amend House Bill No. 277 by adding at the end of Section 1 the following:

"Provided further that nothing in this Act shall be construed as repealing the provisions of H. B. No. 647, Acts of 50th Leg., in so far as said law applies to the waters within the official boundaries of Bridgeport Lake of Wise County. Provided further that nothing in this Act shall prevent taking of rough fish from said lake by nets or seines, as now provided by law."

The amendment was adopted.

On motion of Senator Proffer and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

The bill was passed to third reading.

#### House Bill 277 on Third Reading

Senator Proffer moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 277 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

#### House Bill 859 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 859, A bill to be entitled "An Act creating Fort Bend County Drainage District; prescribing its powers, duties and functions; abolishing all existing drainage districts within the District hereby created; containing a savings clause; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 859 on Third Reading

Senator Bullock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 859 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—31

Aikin	Harris
Ashley	Hazlewood
Bell	Hudson
Bracewell	Jones
Bullock	Kelley of Hidalgo
Carney	Kelly of Tarrant
Colson	Lane
Corbin	Lock
Cousins	Martin
Hardeman	McDonald

Moffett  
Moore  
Morris  
Phillips  
Proffer  
Shofner

Strauss  
Taylor  
Tynan  
Vick  
Weinert

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

#### House Bill 868 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 868, A bill to be entitled "An Act amending Article 2789, Revised Civil Statutes of 1925, as amended by Acts 1933, 43rd Legislature, Chapter 32, as amended, Acts 1935, 44th Legislature, Chapter 331, to provide for refunding of matured interest whether evidenced by coupons or otherwise; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 868 on Third Reading

Senator Shofner moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 868 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—31

Aikin	Bracewell
Ashley	Bullock
Bell	Carney

Colson	McDonald
Corbin	Moffett
Cousins	Moore
Hardeman	Morris
Harris	Phillips
Hazlewood	Proffer
Hudson	Shofner
Jones	Strauss
Kelley of Hidalgo	Taylor
Kelly of Tarrant	Tynan
Lane	Vick
Lock	Weinert
Martin	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

#### House Bill 856 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 856, A bill to be entitled "An Act to regulate the discharge of inmates of State Hospitals committed thereto pursuant to the provisions of Title 92, Revised Civil Statutes of the State of Texas, 1925; to repeal all laws and parts of laws in conflict herewith; providing a savings clause, and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 856 on Third Reading

Senator Tynan moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 856 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 552 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 552, A bill to be entitled "An Act to provide for a closed season on wild deer in Navarro County until the year 1952; prescribing a penalty; repealing all laws in conflict herewith; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 552 on Third Reading**

Senator Taylor moved that the constitutional rule requiring bills to be

read on three several days be suspended and that H. B. No. 552 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 15 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 15, A bill to be entitled "An Act to amend the Public Welfare Act of 1941, as amended and reenacted by adding thereto a new section known as Section 8 (a); providing for the licensing of any person, association or corporation who shall own, conduct or manage a child-caring institution, commercial boarding home,

child-placing agency, or who solicits funds for such purposes, by the State Department of Public Welfare under rules and regulations promulgated by the State Board of Public Welfare; providing for agency boarding homes; prohibiting child-placing agencies to accept fees or make other charges; etc., and declaring an emergency."

The bill was read second time.

Senator Aikin offered the following committee amendment to the bill:

Amend H. B. 15, Subsection (a) of Section 3, by adding at the end of the paragraph the following:

"Nothing in this Act should be construed to prohibit the officers, committees, or members of a recognized fraternal order or one of its local lodges, state-wide church, or one of its local congregations, religious body, or one of its local bodies from soliciting in behalf of their respective facility or facilities coming within the purview of this Act."

The amendment was adopted.

Senator Aikin offered the following committee amendment to the bill:

Amend House Bill 15, Section 5, Sub-section (a), by striking out the words "statistical records, and financial records."

The amendment was adopted.

Senator Aikin offered the following committee amendment to the bill:

Amend House Bill 15, Section 7, Sub-section (b), by adding after the word "proceed" and before the word "or" in the last line the words "to suspend."

The amendment was adopted.

On motion of Senator Aikin and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

The bill was passed to third reading.

#### House Bill 15 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 15 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

#### House Bill 107 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 107, A bill to be entitled "An Act carrying into effect the provisions of House Joint Resolution No. 24, proposed by the 50th Legislature and adopted by the people of Texas at the General Election on the first Tuesday in November, 1948; providing that from and after January 1, 1951, no State ad valorem tax shall be levied upon any property within this State for general revenue purposes; etc., and declaring an emergency."

The bill was read second time.

Senator Hardeman offered the following committee amendment to the bill:

## (Committee Amendment No. 1)

Amend House Bill 107, page —, Section 5, by striking out the first paragraph thereof, and substituting in lieu thereof the following:

"Section 5. The funds transferred to the Flood Control Fund shall be under the jurisdiction and control of the Commissioners Court of such county and shall be used solely for Flood Control purposes. All or part of said funds may be used in connection with the plans and programs of the Federal Soil Conservation Service and the State Soil Conservation Districts and the State Extension Service, Conservation and Reclamation Districts, Drainage Districts, Water Control and Improvement Districts, Navigation Districts, Flood Control Districts, Levee Improvement Districts and Municipal Corporations, and such funds may be expended by the Commissioners Court in accordance with this Act for flood control purposes, including all soil conservation practices, such as contouring, terracing, tank building, and all other practices actually controlling and conserving moisture and water, within any said county and political subdivision thereof for flood control and soil conservation programs, provided that such plans for improvement are approved by such county and political subdivision."

The committee amendment was adopted.

On motion of Senator Hardeman and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

The bill was passed to third reading.

**House Bill 107 on Third Reading**

Senator Hardeman moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 107 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Corbin
Ashley	Cousins
Bell	Hardeman
Bracewell	Harris
Bullock	Hazlewood
Carney	Hudson
Colson	Jones

Kelley of Hidalgo	Phillips
Kelly of Tarrant	Proffer
Lane	Shofner
Lock	Strauss
Martin	Taylor
McDonald	Tynan
Moffett	Vick
Moore	Weinert
Morris	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 287 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 287, A bill to be entitled "An Act amending Senate Bill No. 138, Chapter 354, page 715, General Laws, enacted by the 50th Legislature, Regular Session, 1947, and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 287 on Third Reading**

Senator Hardeman moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 287 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Bell
Ashley	Bracewell



Bullock	Martin
Carney	McDonald
Colson	Moffett
Corbin	Moore
Cousins	Morris
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Taylor
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick
Lane	Weinert
Lock	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**House Bill 606 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 606, A bill to be entitled "An Act to authorize the sale by the State of Texas to the Public Free Schools of the City of Austin, Texas, for a school site and as a site upon which to erect and maintain school buildings, gymnasias, playgrounds, stadia and other recreational facilities, 25 acres, more or less, out of the northwest corner of the 84.12 acre tract of land owned by the State of Texas, out of the James P. Wallace Survey, in Travis County, Texas; and authorizing the Chairman of the State Board of Control to sell said 25 acres of land, more or less, to the Public Free Schools of the City of Austin, Texas, and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 606 on Third Reading**

Senator Ashley moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 606 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

(President in the Chair)

**Senate Concurrent Resolution 56**

The President laid before the Senate for consideration at this time:

S. C. R. No. 56, Granting Ralph O. Wright permission to sue the State.

The resolution was read and was adopted.

**Senate Concurrent Resolution 55**

The President laid before the Senate for consideration at this time:

S. C. R. No. 55, Granting permission to John J. Bush to sue the State.

The resolution was read and was adopted.

**Senate Concurrent Resolution 51**

The President laid before the Senate for consideration at this time:

S. C. R. No. 51, Granting Mrs. M. L. Parker, Jr., permission to sue the State.

The resolution was read and was adopted.

**House Joint Resolution 22 on Second Reading**

The President laid before the Senate on its second reading and passage to third reading:

H. J. R. No. 22, Proposing an amendment to Article V, Section 7 of the Constitution of the State of Texas to provide that the Judge to the District Court shall conduct its proceedings at the county seat of the county in which the case is pending, except as otherwise provided by law; etc.

The resolution was read second time.

Senator Hazelwood offered the following amendment to the resolution:

Amend H. J. R. No. 22 by striking out all of Section 1 thereof, and inserting in lieu thereof the following:

"Section 1. That Section 7 of Article V of the Constitution of the State of Texas be amended so as hereafter to read as follows:

"Sec. 7. The State shall be divided into as many judicial districts as may now or hereafter be provided by law, which may be increased or diminished by law. For each district there shall be elected by the qualified voters thereof, at a General Election, a Judge, who shall be a citizen of the United States and of this State, who shall be licensed to practice law in this State and shall have been a practicing lawyer or a Judge of a Court in this State, or both combined, for four (4) years next preceding his election, who shall have resided in the district in which he was elected for

two (2) years next preceding his election, who shall reside in his district during his term of office, who shall hold his office for the period of four (4) years, and shall receive for his services an annual salary to be fixed by the Legislature. The court shall conduct its proceedings at the county seat of the county in which the case is pending, except as otherwise provided by law. He shall hold the regular terms of his Court at the County Seat of each County in his district at least twice in each year in such manner as may be prescribed by law. The Legislature shall have power by general or special laws to make such provisions concerning the terms or sessions of each court as it may deem necessary.

"The Legislature shall also provide for the holding of District Court when the Judge thereof is absent, or is from any cause disabled or disqualified from presiding.

"The District Judges who may be in office when this Amendment takes effect shall hold their offices until their respective terms shall expire under their present election or appointment."

The amendment was adopted.

On motion of Senator Hazlewood and by unanimous consent, the caption was amended to conform with the body of the resolution as amended.

The resolution was passed to third reading.

**House Joint Resolution 22 on Third Reading**

Senator Hazlewood moved that the Senate rule requiring Joint Resolutions to be read on three several days be suspended and that H. J. R. No. 22 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Hazlewood
Ashley	Hudson
Bell	Jones
Bracewell	Kelley of Hidalgo
Bullock	Kelly of Tarrant
Carney	Lane
Colson	Lock
Corbin	Martin
Cousins	McDonald
Hardeman	Moffett
Harris	Moore

Morris  
Phillips  
Proffer  
Shofner  
Strauss

Taylor  
Tynan  
Vick  
Weinert

The President then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

**Yeas—31**

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**Senate Resolution 178**

Senator Ashley offered the following resolution:

Whereas, We are honored today to have in the gallery the 7th Grade Social Studies Class of Fulmore School of Austin, Texas, accompanied by their teacher, Mrs. Seymour; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; now, therefore, be it

Resolved, That these individuals be officially welcomed and recognized by the Senate, and that they be extended the courtesies of the floor for the day, and that each member of this class be furnished with a copy of this resolution.

ASHLEY  
McDONALD

The resolution was read and was adopted.

**House Bill 107 on Final Passage**

Senator Hardeman moved to reconsider the vote by which H. B. No. 107 was passed.

The motion to reconsider prevailed.

Question—Shall the bill be passed?

Senator Hardeman offered the following amendment to the bill:

Amend House Bill 107 by striking out all of Section 5 and substituting in lieu thereof the following:

“Section 5. The funds transferred to the Flood Control Funds shall be under the jurisdiction and control of the Commissioners Court of such county and shall be used solely for Flood Control purposes. All or part of said funds may be used in connection with the plans and programs of the Federal Soil Conservation Service and the State Soil Conservation Districts and the State Extension Service, Conservation and Reclamation Districts, Drainage Districts, Water Control and Improvement Districts, Navigation Districts, Flood Control Districts, Levee Improvement Districts and Municipal Corporations, and such funds may be expended by the Commissioners Court in accordance with this Act for flood control purposes, including all soil conservation practices, such as contouring, terracing, bank building, and all other practices actually controlling and conserving moisture and water, within any said county and political subdivision thereof for flood control and soil conservation programs, provided that such plans for improvement are approved by such county and political subdivision.”

The amendment was adopted by the following vote:

**Yeas—31**

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

Senator Hardeman offered the following amendment to the bill:

Amend House Bill 107 by adding a new section to be known as Section 5a to read as follows:

"Section 5a. To this end, the Commissioners Court may, in its discretion, engage the services of a Federal or State Soil Conservation Engineer or of extension service personnel, in devising and planning a soil, water, erosion and drainage program coming within the purview of this Act and consistent with the expenditure of said funds for Flood Control purposes only, and may acquire whatever machinery, equipment and material is useful and necessary in carrying out said Flood Control program, provided such machinery and equipment shall be made available to farm and ranch owners for purposes consistent with the provisions of this Act on an out-of-pocket expense basis, not including depreciation."

The amendment was adopted by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

Senator Hardeman offered the following amendment to the bill:

Amend H. B. 107 by adding a new section thereto to be known as Sec. 1a to read as follows:

"Sec. 1a. The Automatic State Tax Board as created by Art. 7041, Rev. Civ. Stat. of Texas, 1925, shall levy and order collected for each of the years 1949 and 1950, on all property in the State subject thereto, an ad valorem tax of 30c on the \$100.00 valuation for State purposes. The tax so levied shall be and is hereby allocated as now or as may hereafter be provided by law."

The amendment was adopted by the following vote:

## Yeas—31

Aikin	Bell
Ashley	Bracewell

Bullock	Martin
Carney	McDonald
Colson	Moffett
Corbin	Moore
Cousins	Morris
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Taylor
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick
Lane	Weinert
Lock	

On motion of Senator Hardeman and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

H. B. 107 was passed by the following vote:

## Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

## House Concurrent Resolution 75

The President laid before the Senate for consideration at this time:

H. C. R. No. 75, Granting permission to Mrs. Ben F. LaRue of Lovelady, Texas, to sue the State of Texas.

The resolution was read and was adopted by the following vote:

## Yeas—31

Aikin	Hazlewood
Ashley	Hudson
Bell	Jones
Bracewell	Kelley of Hidalgo
Bullock	Kelly of Tarrant
Carney	Lane
Colson	Lock
Corbin	Martin
Cousins	McDonald
Hardeman	Moffett
Harris	Moore

Morris  
Phillips  
Proffer  
Shofner  
Strauss

Taylor  
Tynan  
Vick  
Weinert

#### House Concurrent Resolution 37

The President laid before the Senate for consideration at this time:

H. C. R. No. 37, Granting B. L. Morris et al. permission to sue the State.

The resolution was read and was adopted.

#### House Concurrent Resolution 77

The President laid before the Senate for consideration at this time:

H. C. R. No. 77, Authorizing Forest Lawn Lot Owners Association to sue the State of Texas and the Texas State Highway Department.

The resolution was read and was adopted.

#### House Concurrent Resolution 54

The President laid before the Senate for consideration at this time:

H. C. R. No. 54, Granting permission to Roy Boydston Wolffe, Denton County, Texas, to sue the State of Texas and the State Highway Department.

The resolution was read and was adopted.

#### House Concurrent Resolution 100

The President laid before the Senate for consideration at this time:

H. C. R. No. 100, Granting permission to Charles R. Guest to sue the State of Texas and/or the State Highway Department.

The resolution was read and was adopted.

#### House Bill 914 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 914, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Section 59, Article 16 of the Constitution to be known as 'Jim Wells-Duval Counties Conservation

and Reclamation District'; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 914 on Third Reading

Senator Kelley of Hidalgo moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 914 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

#### Senate Bill 16 on Second Reading

On motion of Senator Shofner and by unanimous consent, the regular order of business was suspended to

take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 16, A bill to be entitled "An Act making appropriations to pay deficiency appropriations granted to the State Soil Conservation Board, to pay the supervisors of soil conservation districts in Texas; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 16 on Third Reading

Senator Shofner moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 16 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—31

Aikin	Hazlewood
Ashley	Hudson
Bell	Jones
Bracewell	Kelley of Hidalgo
Bullock	Kelly of Tarrant
Carney	Lane
Colson	Lock
Corbin	Martin
Cousins	McDonald
Hardeman	Moffett
Harris	Moore

Morris  
Phillips  
Proffer  
Shofner  
Strauss

Taylor  
Tynan  
Vick  
Weinert

#### House Bill 662 on Second Reading

On motion of Senator Bullock, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. B. No. 662, A bill to be entitled "An Act requiring all cities, towns and villages incorporated under the laws of this State to have prepared and file revised maps or plats showing additional territory annexed by their corporate boundaries; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 662 on Third Reading

Senator Bullock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 662 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—31

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—31

Aikin	Bracewell
Ashley	Bullock
Bell	Carney

Colson	McDonald
Corbin	Moffett
Cousins	Moore
Hardeman	Morris
Harris	Phillips
Hazlewood	Proffer
Hudson	Shofner
Jones	Strauss
Kelley of Hidalgo	Taylor
Kelly of Tarrant	Tynan
Lane	Vick
Lock	Weinert
Martin	

**Senate Bill 152 on Second Reading**

On motion of Senator Vick, and by unanimous consent, the regular order of business was suspended to take up on its second reading and passage to engrossment:

S. B. No. 152, A bill to be entitled "An Act permitting the use of fruit jars with funnel attached for taking minnows for bait and the use of twenty-foot minnow seines and cast nets of any size mesh for taking certain rough fish in the public waters of the State of Texas; repealing conflicting laws and declaring an emergency."

The bill was read second time and was passed to engrossment.

**Senate Bill 152 on Third Reading**

Senator Vick moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 152 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—31**

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

The President then laid the bill be-

fore the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

**Yeas—30**

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Harris	Shofner
Hazlewood	Strauss
Hudson	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	Weinert

**Nays—1**

Hardeman

**House Bill 321 on Second Reading**

On motion of Senator Aikin, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 321, A bill to be entitled "An Act making appropriations for the support, maintenance and improvement of the Eleemosynary and Reformatory Institutions of the State of Texas for the two-year period beginning September 1, 1949, and ending August 31, 1951; and prescribing certain regulations and restrictions in respect to the expenditure of said appropriations; providing a savings clause; and declaring an emergency."

The bill was read second time.

Senator Aikin offered an amendment striking out all after the enacting clause and inserting in lieu thereof the complete text of a new bill (the text of the amendment being the same as the text of S. B. No. 136 below the enacting clause).

The amendment was adopted by the following vote:

**Yeas—21**

Aikin	Bracewell
Ashley	Carney
Bell	Corbin

Hardeman	Morris
Hazlewood	Phillips
Jones	Proffer
Kelley of Hidalgo	Strauss
Martin	Taylor
McDonald	Tynan
Moffett	Vick
Moore	

Nays—8

Bullock	Lane
Cousins	Lock
Harris	Shofner
Hudson	Weinert

Absent

Colson Kelly of Tarrant

The bill was passed to third reading.

**House Bill 321 on Third Reading**

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 321 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Carney	Moore
Colson	Phillips
Corbin	Shofner
Hardeman	Proffer
Hazlewood	Strauss
Jones	Taylor
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick

Nays—6

Bullock	Hudson
Cousins	Lane
Harris	Weinert

Absent

Morris

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—22

Aikin	Ashley
-------	--------

Bell	Martin
Bracewell	McDonald
Carney	Moffett
Colson	Moore
Corbin	Phillips
Hardeman	Proffer
Hazlewood	Strauss
Jones	Taylor
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick

Nays—8

Bullock	Lane
Cousins	Lock
Harris	Shofner
Hudson	Weinert

Absent

Morris

**Messages from the Governor**

The President laid before the Senate and directed the Secretary to read the following messages from the Governor:

Austin, Texas,  
May 25, 1949.

To the Members of the 51st Legislature:

The only outstanding bonded indebtedness of this State is represented in State bonds in the amount of \$4,102,200, \$2,872,000 of which are now held by the Permanent School Fund, \$624,000 by the Permanent University Fund, \$209,000 by Texas A. & M. College Fund and \$395,600 by the Permanent Eleemosynary Funds.

We have long recognized the desirability of retiring or refunding these bonds—most of which are in default—in order to protect the credit of this State.

The State Auditor, the State Comptroller, and the State Board of Control have urged that action be taken in this matter and the 43rd Legislature in its second called session, 1934, passed an act seeking to accomplish this, but due to certain technicalities the law was inoperative.

There is a serious need now for retiring or refunding the past-due bonds. The credit of the State should not be allowed to suffer because of this default in payment of these bonds and the interest due.

Presently, this matter is of particular interest, because the standing of securities of Texas and its agencies will determine the interest rate at which the bonds of our colleges will be sold. These bonds are to be sold in the near future to finance college



building programs in the amount of some \$30,000,000. A small saving in the interest rate will run into a large sum of money over the life of these securities.

I think the general feeling among State officials is that these bonds should be paid in full.

However, due to our present financial situation, I think the Legislature may find it more desirable to provide for the refunding of these bonds, making an appropriation to pay past-due interest.

This latter step will be merely a bookkeeping transaction, inasmuch as the unpaid interest is due to the Available School Fund which receives the interest from Permanent School Fund investments.

In view of the importance and emergency of this situation, I, therefore, invite the Legislature's careful study of the problem, and, to facilitate action in the matter, I submit as subjects for emergency legislation, as provided in Section 5 of Article III of the Constitution, the bills which have been drawn to refund outstanding bonds of this State and to pay the interest due thereon.

Respectfully submitted,  
BEAUFORD H. JESTER,  
Governor of Texas.

Austin, Texas,  
May 26, 1949.

To the Members of the 51st Legislature:

For all its fine contributions to the well-being of the State, our public-supported system of higher education in Texas leaves much to be desired.

The main defect probably is in the utter lack of careful and extended over-all planning and the absence of essential coordination.

There is a great and growing increase in student registration at the senior college level. Junior college education is expanding rapidly. There is an urgent demand for further professional and graduate instruction, and for State-financed research.

Unless the teaching and research activities of our various schools are closely integrated and unless unnecessary duplication of staff and facilities is prevented, the State will not be able to give sufficient financial support to maintain the work in all institutions at a standard and acceptable level and on a scale worthy of Texas.

I am convinced that this is a mat-

ter deserving of the most careful study and consideration.

Our present system of higher education should be surveyed and evaluated, and recommendations made for its development into realms of still greater usefulness and effectiveness. This, I think, is of the greatest importance to our advancement in the field of education and to the promotion of the well-being of our people.

Therefore, acting under the authority of Section 5 of Article III of the Constitution of Texas, I respectfully submit as a subject for emergency legislation the creation of a Commission to survey and study the State higher education system of Texas and to make recommendations for its betterment and improvement.

Respectfully submitted,  
BEAUFORD H. JESTER,  
Governor of Texas.

The following message, received from the Governor today, was laid before the Senate, read, and referred to the Committee on Nominations of the Governor:

Austin, Texas,  
May 26, 1949.

To the Senate of the 51st Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be Members of the Board of Regents of North Texas State College for six year terms to expire May 25, 1955:

James Henry Allison of Wichita Falls, Wichita County;

Mrs. E. B. Cartwright of Weatherford, Parker County;

Ben H. Wooten of Dallas, Dallas County.

For four year terms to expire May 25, 1953:

Charles I. Francis of Houston, Harris County;

Robert H. Montgomery of Mexia, Limestone County;

Edward D. Norment of Paris, Lamar County.

For two year terms to expire May 25, 1951:

George Eagle of Fort Worth, Tarrant County;

S. A. Kerr of Conroe, Montgomery County;

Charles Robert McCrady of Waxahachie, Ellis County.

Respectfully submitted,  
BEAUFORD H. JESTER,  
Governor of Texas.

**Senate Bill 489 on First Reading**

Senator Corbin moved that Senate Rule 114 and Section 5 of Article III of the Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

**Yeas—27**

Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Phillips
Corbin	Shofner
Cousins	Proffer
Harris	Strauss
Hudson	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	Weinert
Lane	

**Absent**

Aikin	Hazlewood
Hardeman	Morris

The following bill was then introduced, read first time and referred to the committee indicated.

By Senator Corbin:

S. B. No. 489, A bill to be entitled "An Act authorizing and directing the conveyance by the Board of Control to the State Highway Commission of a portion of the Big Spring Hospital site, Howard County, Texas; and declaring an emergency."

To the Committee on State Departments and Institutions.

**Message from the House**

Hall of the House of Representatives,  
Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 940, A bill to be entitled "An Act declaring the floods on the Trinity River and its tributaries in Tarrant County, Texas, to be a public calamity; authorizing a donation and grant to Tarrant County, a po-

litical subdivision and public agency of the State of Texas, of all of the State ad valorem taxes levied and collected on all property in said County for general revenue purposes for a period of 2 years from the effective date of this Act; providing that such donated taxes shall be under the control and supervision of the Commissioners' Court of said County, and shall be held in a trust fund to be used for construction and operation of flood control improvements and in aid thereof; specifying the reports thereon to be made by the Assessor and Collector of Taxes; making existing State law applicable to contracts, receipts and disbursements and accounting for said public funds; providing a severance clause suspending all laws in conflict; and declaring an emergency."

S. B. No. 316, A bill to be entitled "An Act creating the Texas Legislative Council; providing for the appointment of its members and for the filling of vacancies in its membership; prescribing its powers and duties; authorizing Members of the Legislature to attend meetings and to present their views; empowering the Council to summon witnesses; directing other State agencies to render advice and assistance to the Council; making an appropriation to pay the expense of the chairman, vice-chairman, and members of the council and for salaries of its assistants and employees and other necessary expenses; declaring the invalidity of any part of this Act shall not invalidate the remainder thereof; and declaring an emergency."

S. B. No. 181, A bill to be entitled "An Act to provide for the better care, maintenance and treatment of the aged senile in both the state hospitals and the Austin State School; providing for the creation of the Mexia State Home at Mexia, Texas, as an institution for the care and treatment of the aged senile persons transferred from other institutions; authorizing the State Board of Control to transfer and maintain at said home, as a senile custodial institution, any aged senile person now or hereafter committed and/or admitted to a state hospital or the Austin State School; providing for the furlough or discharge of such persons; authorizing the State Board of Control to establish senile divisions within the state mental hospitals for

the care of the aged senile and, further, authorizing the State Board of Control to transfer to such divisions any aged senile feeble-minded person now or hereafter committed or admitted to the Austin State School; and declaring an emergency."

(With amendments.)

The House refused to concur in Senate amendments to H. J. R. No. 7, and has requested the appointment of a Conference Committee to consider the differences between the two Houses.

The following have been appointed on the part of the House: Graham, Zivley, Rust, Willis of Kaufman, Oltorf.

Respectfully submitted,

CLARENCE JONES,

Chief Clerk, House of Representatives.

#### Recess

Senator Morris moved that the Senate recess to 2:30 o'clock p.m. today.

Yeas and nays were demanded.

The roll was called and the vote was announced as follows: Yeas 14, nays 14.

The President announced that he would vote "yea."

The motion prevailed by the following vote:

#### Yeas—14

Aikin	Cousins
Ashley	Hudson
Bell	Jones
Bracewell	Lane
Bullock	Martin
Carney	Morris
Colson	Vick

#### Nays—14

Corbin	Moffett
Hardeman	Moore
Harris	Phillips
Kelley of Hidalgo	Proffer
Kelly of Tarrant	Shofner
Lock	Tynan
McDonald	Weinert

#### Absent

Hazlewood	Taylor
Strauss	

The Senate accordingly, at 12:05 o'clock p.m., took recess to 2:30 o'clock p.m. today.

#### Afternoon Session

The Senate met at 2:30 o'clock p.m. and was called to order by the President.

#### Senate Resolution 179

Senator Corbin offered the following resolution:

Whereas, Twenty-seven pupils of the Abernathy High School of Lubbock County are on an educational tour of the City of Austin; and

Whereas, This group, along with their Director, Mr. Ray Veletto, Principal of the Abernathy High School, and their sponsors, Miss Betty Jo Jackson, Mrs. Robert Garvin, and Mrs. Doyle Evans, are present in the Senate Gallery today; now, therefore, be it

Resolved, By the Senate of Texas, that we bid them a hearty welcome, and that a copy of this resolution be forwarded to the Director and each member of this group.

The resolution was read and was adopted.

#### Leaves of Absence Granted

Senators Shofner and Tynan were granted leave of absence for the remainder of the day on account of important business on motion of Senator Bracewell.

#### Committee Substitute House Bill 549 on Second Reading

On motion of Senator Proffer and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

C. S. H. B. No. 549, A bill to be entitled "An Act amending Article 2700, Revised Civil Statutes, 1925, as amended by House Bill No. 328, Acts of the Forty-eighth Legislature, Regular Session, 1943, as further amended by House Bill No. 292, Acts of the Forty-ninth Legislature, Regular Session; and as further amended by House Bill No. 275, Fiftieth Legislature, Regular Session, 1947; pertaining to the salaries of elective County Superintendents and to office and traveling expenses; providing for assistants to the County Superintendents; providing for the employment of assistants to the County Superintendents in counties having a population

of more than one hundred thousand (100,000) according to the last Federal Census; etc., and declaring an emergency."

The bill was read second time.

Senator Proffer offered the following amendment to the bill:

Amend the Committee Substitute for H. B. 549 by adding a new paragraph at the end of Section 2, line 52, page 3 of printed bill to read as follows:

"The office and traveling expenses of Supervisors may be paid from County Administration Funds, provided such expenses shall not exceed \$50.00 per supervisor per month for supervisors under the supervision of the County School Superintendent under cooperative agreements within a given county for not to exceed 9 months."

The amendment was adopted.

Senator Carney offered the following amendment to the bill:

Amend House Bill No. 549, Section 2, by striking out the words and figures "of Three Thousand Two Hundred and Eighty Dollars (\$3280.00)" and inserting the following words and figures: "Forty-five Hundred Dollars (\$4500.00)";

by striking out the words and figures "of Five Thousand One Hundred and Twenty Dollars (\$5120.00)" and inserting the following words and figures: "Seven Thousand Two Hundred Dollars (\$7200.00)";

by striking out the words and figures "of Three Thousand Seven Hundred and Sixty Dollars (\$3760.00)" and inserting the words and figures: "Four Thousand Eight Hundred Dollars (\$4800.00)";

by striking out the words and figures "of Six Thousand Ninety Dollars (\$6090.00)" and inserting the words and figures: "of Seven Thousand Five Hundred Dollars (\$7500.00)".

The amendment was adopted.

The bill was passed to third reading.

#### Committee Substitute House Bill 549 on Third Reading

Senator Proffer moved that the constitutional rule requiring bills to be read on three several days be suspended and that C. S. H. B. No. 549 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—26

Aikin	Jones
Ashley	Kelley of Hidalgo
Bell	Lane
Bracewell	Lock
Bullock	Martin
Carney	McDonald
Colson	Moffett
Corbin	Morris
Cousins	Phillips
Hardeman	Proffer
Harris	Strauss
Hazlewood	Taylor
Hudson	Vick

#### Absent

Kelley of Tarrant	Weinert
Moore	

#### Absent—Excused

Shofner	Tynan
---------	-------

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—25

Aikin	Kelley of Tarrant
Ashley	Lane
Bell	Lock
Bracewell	Martin
Bullock	McDonald
Carney	Moffett
Colson	Morris
Corbin	Phillips
Hardeman	Proffer
Harris	Strauss
Hazlewood	Taylor
Hudson	Vick
Kelley of Hidalgo	

#### Absent

Cousins	Moore
Jones	Weinert

#### Absent—Excused

Shofner	Tynan
---------	-------

#### Message from the House

Hall of the House of Representatives,  
Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 95, A bill to be entitled "An Act amending Article 7661 of Chapter 2, of Title 128, of the Revised Civil Statutes of Texas of 1925; providing an optional method of establishing a Board of Equalization for districts referred to therein, and declaring an emergency."

S. B. No. 222, A bill to be entitled "An Act granting the consent of the State of Texas to the acquisition of the United States of land in the State needed for programs and works of improvement in the interest of flood control and declaring an emergency."

(With amendment.)

S. B. No. 230, A bill to be entitled "An Act authorizing rural high school districts, common school districts and independent school districts, including county line districts of any type, and including, under certain conditions, elementary school districts which, without a separate majority vote therein, were annexed to or grouped with other districts under Chapter 59, Acts of the Thirty-ninth Legislature, relating to rural high school districts, to be consolidated in the manner provided in Article 2806, Revised Civil Statutes, as amended; making provisions for the board of trustees to serve such consolidated district until the next regular trustee election; providing that districts consolidated under this Act shall constitute independent school districts and be governed by the general laws relating to independent school districts; validating districts heretofore consolidated in the manner provided in this Act but providing that such validation shall not apply to any district involved in litigation brought by a taxpaying voter therein questioning the validity of such consolidation; enacting other provisions relating to the subject; and declaring an emergency."

(With amendment.)

S. B. No. 261, A bill to be entitled "An Act amending Chapter 204, Paragraph 201, Acts of 1937, 45th Legislature, Page 405; Acts of 1939, 46th Legislature, Page 135, Paragraph I; Acts of 1943, 48th Legislature, Page 125, Chapter 95, Paragraph I, Section 4 (Article 1524-A, Section 4, Vernon's Revised Civil Statutes), so as to change the filing fee by increasing the amount thereof; and declaring an emergency."

S. B. No. 285, A bill to be entitled "An Act amending Senate Bill No. 391, Acts of the 50th Legislature, 1947, Item 3 of appropriations made to the Firemen's Pension Commissioner to include the word "salaries" for the purpose of payment of salaries of seasonal help and declaring an emergency."

S. B. No. 314, A bill to be entitled "An Act authorizing the Board of Regents of The University of Texas to fix the term of all surface leases on University lands, except right-of-way easements and grazing leases which shall be limited to not more than ten years; validating prior leases; and declaring an emergency."

S. B. No. 317, A bill to be entitled "An Act amending Section 6 of Chapter 125, Acts of the Regular Session, 45th Legislature, 1937, as amended in Section 1 of Chapter 40, Acts of the Regular Session of the 49th Legislature, 1945, page 58, so as to change the provision for active service for a period of twenty years in some regularly organized Fire Department to a provision requiring active service for a period of twenty years in one or more regularly organized Fire Departments; and declaring an emergency."

S. B. No. 320, A bill to be entitled "An Act validating the annexation of territory and the extension of the boundaries of all cities and towns incorporated under the General Laws and having a population of five thousand (5,000) inhabitants or less, according to the last preceding Federal Census; validating all areas, boundaries, elections, election orders, election proceedings, petitions and ordinances, annexing territory or extending and prescribing the corporate limits of any such city or town; providing that this Act shall not apply in cases where litigation affecting such annexation to or extension of boundaries is now pending; or which within one hundred (100) days after this bill becomes a law may become involved in litigation; and declaring an emergency."

(With amendment.)

S. B. No. 323, A bill to be entitled "An Act amending Subdivision (c) of Section 7b, as added by the Acts of the 45th Legislature, Regular Session, 1937, Page 248, Chapter 130,

Section 3, which Act amended Section 7, Page 648, Chapter 290, of the Acts of the Forty-first Legislature, Regular Session, 1929, so as to authorize the Board of Education of any Junior College District to have its taxes assessed and collected, or collected only, by the city assessor and collector of an incorporated city or town in the limits of which the Junior College District, or a part thereof, is located; providing for remuneration for such assessment and collection; and declaring an emergency."

S. B. No. 360, A bill to be entitled "An Act authorizing certain types of property defined therein as 'Urban Property,' situated within, and subject to taxation by, certain types of water control and improvement districts or water improvement districts, described in the Act, now existing or hereafter to be created, to be excluded from such districts by proceedings and upon conditions prescribed in the Act; and declaring an emergency."

(With amendment.)

S. B. No. 393, A bill to be entitled "An Act amending Section 1 of Senate Bill No. 386, Chapter 256, Acts of the Regular Session of the 45th Legislature, 1937, Page 507, so as to include within the provisions of said Act the counties of Cochran, Hockley, Lubbock, Crosby, Lynn, Dawson, Terry and Garza, and retaining therein the counties of Armstrong, Bailey, Briscoe, Carson, Castro, Childress, Collingsworth, Cottle, Dallam, Deaf Smith, Donley, Floyd, Gray, Hale, Hall, Hansford, Hartley, Hemphill, Hutchinson, Lamb, Lipscomb, Moore, Motley, Ochiltree, Oldham, Parmer, Potter, Randall, Roberts, Sherman, Swisher and Wheeler; and declaring an emergency."

S. B. No. 399, A bill to be entitled "An Act amending Senate Bill No. 138, Chapter 354, Page 715, General Laws enacted by the 50th Legislature, Regular Session, 1947, and declaring an emergency."

S. B. No. 401, A bill to be entitled "An Act authorizing commissioners' courts to purchase fire trucks and other fire fighting equipment, and in payment thereof to issue time warrants or negotiable bonds, and to levy and collect taxes in payment of such warrants or bonds; and declaring an emergency."

(With amendment.)

S. B. No. 406, A bill to be entitled "An Act to amend Article 5921 of the Revised Civil Statutes of Texas, 1925, as amended, so as to provide that minors above the age of eighteen (18) years, who are in the Armed Forces, and those above the age of eighteen (18) years who have been discharged from the Armed Forces of the United States, may have their disabilities of minority removed under certain conditions; providing that this Act shall be cumulative; and declaring an emergency."

S. B. No. 422, A bill to be entitled "An Act creating a County Court at Law of Nueces County, Texas, and prescribing its jurisdiction; etc., and declaring an emergency."

(With amendments.)

S. B. No. 438, A bill to be entitled "An Act authorizing credit and resulting benefits to be given members of either the Teachers' Retirement System of Texas and/or the Employees Retirement System of Texas for any prior service creditable under either Chapter 470, Acts Regular Session, Forty-fifth Legislature, as amended, and/or Chapter 352, Acts Regular Session, Fiftieth Legislature, as amended; providing for membership service to be retained in either System after becoming a member of the other Retirement System when a person employed by the State changes positions in his employment by the State requiring him to become a member of the other System; providing eligibility for retirement by reason of such creditable service in both Systems; amending all acts or parts of acts in conflict herewith; and declaring an emergency."

(With amendment.)

S. B. No. 447, A bill to be entitled "An Act amending Chapter 22, page 39, Acts of the 43rd Legislature of Texas, Third Called Session, 1934; authorizing the issuance of refunding bonds to refund municipal fish market revenue bonds; authorizing cities owning municipal fish markets to lease all or any portion thereof; containing a savings clause and declaring an emergency."

S. B. No. 477, A bill to be entitled "An Act to authorize West Texas State College to own and operate an airport and to accept Federal aid and

money for such purposes, etc., and declaring an emergency."

(With amendment.)

Respectfully submitted,

CLARENCE JONES,

Chief Clerk, House of Representatives.

#### House Bill 47 on Second Reading

Senator Kelley of Hidalgo asked unanimous consent to take up H. B. No. 47 for consideration at this time.

The President announced that there was objection.

Senator Kelley of Hidalgo then moved to suspend the regular order of business to take up H. B. No. 47 for consideration at this time.

The motion prevailed by the following vote:

#### Yeas—17

Bell	Jones
Bracewell	Kelley of Hidalgo
Bullock	Martin
Carney	Moffett
Colson	Phillips
Corbin	Proffer
Harris	Strauss
Hazlewood	Vick
Hudson	

#### Nays—8

Aikin	Lane
Ashley	Lock
Hardeman	Morris
Kelly of Tarrant	Taylor

#### Absent

Cousins	Moore
McDonald	Weinert

#### Absent—Excused

Shofner	Tynan
---------	-------

The President then laid before the Senate on its second reading and passage to third reading:

H. B. No. 47, A bill to be entitled "An Act to create a Criminal District Court for the Counties of Nueces, Kleberg and Kenedy, and to prescribe the jurisdiction thereof as a Criminal Court; and also conferring upon said Court the power to try and determine divorce cases and causes for the collection of delinquent taxes, to fix the time for the holding of the terms thereof; to provide for temporary ap-

pointment and salary of Judge of said Court; etc., and declaring an emergency."

The bill was read second time and was passed to third reading by the following vote:

#### Yeas—17

Bell	Kelley of Hidalgo
Bracewell	Martin
Bullock	Moffett
Carney	Moore
Corbin	Phillips
Cousins	Proffer
Harris	Strauss
Hudson	Vick
Jones	

#### Nays—8

Aikin	Lane
Ashley	Lock
Hardeman	Morris
Kelly of Tarrant	Taylor

#### Absent

Colson	McDonald
Hazlewood	Weinert

#### Absent—Excused

Shofner	Tynan
---------	-------

#### House Bill 47 on Third Reading

Senator Kelley of Hidalgo moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 47 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—23

Aikin	Jones
Ashley	Kelley of Hidalgo
Bell	Kelly of Tarrant
Bracewell	Lane
Bullock	Martin
Carney	Moffett
Colson	Moore
Corbin	Phillips
Cousins	Proffer
Harris	Strauss
Hazlewood	Vick
Hudson	

#### Nays—4

Hardeman	Morris
Lock	Taylor

#### Absent

McDonald	Weinert
----------	---------

## Absent—Excused

Shofner Tynan

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—21

Bell	Kelley of Hidalgo
Bracewell	Kelly of Tarrant
Bullock	Martin
Carney	McDonald
Colson	Moffett
Corbin	Moore
Cousins	Phillips
Harris	Proffer
Hazlewood	Strauss
Hudson	Vick
Jones	

## Nays—6

Aikin	Lock
Ashley	Morris
Hardeman	Taylor

## Absent

Lane Weinert

## Absent—Excused

Shofner Tynan

## House Bill 69 on Second Reading

Senator Jones moved to suspend the regular order of business to take up H. B. No. 69 for consideration at this time.

The motion prevailed by the following vote:

## Yeas—19

Aikin	Jones
Ashley	Kelley of Hidalgo
Bell	Kelly of Tarrant
Bracewell	Martin
Bullock	Phillips
Carney	Proffer
Cousins	Strauss
Hardeman	Taylor
Harris	Vick
Hudson	

## Nays—9

Colson	McDonald
Corbin	Moffett
Hazlewood	Moore
Lane	Morris
Lock	

## Absent

Weinert

## Absent—Excused

Shofner Tynan

The President then laid before the Senate on its second reading and passage to third reading:

H. B. No. 69, A bill to be entitled "An Act to protect the public health by the regulation of the practice of Naturopathy; to create a Naturopathic Examining Board; to adopt rules and regulations; define the practice of Naturopathy; to provide for Naturopathic licenses in conformity with the approved definition of Naturopathy; for the registration and cancellation of licenses, and for reciprocity; to provide for the enforcement of this Act, and penalties for the violation of this Act; and injunction to provide for educational standards; amending Article 4477, Revised Statutes, to repeal all laws in conflict with this Act; and declaring an emergency."

The bill was read second time.

Senator Hazlewood offered the following amendment to the bill:

Amend H. B. 69, Section 13, line 2, by inserting after the comma following the word "surgeon," the following:

"to any dentist authorized to practice dentistry in Texas, or to any other person under the jurisdiction of the State Board of Dental Examiners."

The amendment was adopted.

Senator Hazlewood offered the following amendment to the bill:

Amend H. B. 69, Section 18, paragraph 2, line 3, by inserting after the comma following the word "surgery", the following "dentistry".

The amendment was adopted.

Senator Lane offered the following amendment to the bill:

Amend H. B. 69 by adding a new section as follows:

Before any person shall be licensed under this Act he shall comply with the provisions of H. B. 103 of the 51st Legislature.

The amendment was adopted.



Question—Shall the bill be passed to third reading?

Yeas and nays were demanded.

The bill was passed to third reading by the following vote:

**Yeas—17**

Ashley	Kelley of Hidalgo
Bell	Lock
Bracewell	Martin
Bullock	Phillips
Cousins	Proffer
Hardeman	Strauss
Harris	Taylor
Hudson	Vick
Jones	

**Nays—10**

Aikin	Lane
Carney	McDonald
Colson	Moffett
Corbin	Moore
Hazlewood	Morris

**Absent**

Kelly of Tarrant Weinert

**Absent—Excused**

Shofner Tynan

**Motion to Place House Bill 69 on Third Reading**

Senator Jones moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 69 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote of the members present):

**Yeas—17**

Ashley	Kelley of Hidalgo
Bell	Kelly of Tarrant
Bracewell	Martin
Bullock	Phillips
Cousins	Proffer
Hardeman	Strauss
Harris	Taylor
Hudson	Vick
Jones	

**Nays—11**

Aikin	Lock
Carney	McDonald
Colson	Moffett
Corbin	Moore
Hazlewood	Morris
Lane	

**Absent**

Weinert

**Absent**

Shofner Tynan

**Message From the Governor**

The following message, received from the Governor today, was laid before the Senate, read and referred to the Committee on Nominations of the Governor:

Austin, Texas,  
May 26, 1949.

To the Senate of the 51st Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointment:

To be a member of the Livestock Sanitary Commission to succeed L. J. Wardlaw of Fort Worth, term expiring May 4, 1955:

Ray W. Willoughby of San Angelo, Tom Green County.

Respectfully submitted,

BEAUFORD H. JESTER,  
Governor of Texas.

**House Bill 52 on Second Reading**

Senator Cousins moved to suspend the regular order of business to take up H. B. No. 52 for consideration at this time.

The motion prevailed by the following vote:

**Yeas—18**

Aikin	Kelley of Hidalgo
Bell	Lane
Bracewell	Martin
Corbin	McDonald
Cousins	Moore
Hardeman	Phillips
Harris	Proffer
Hazlewood	Strauss
Jones	Vick

**Nays—8**

Ashley	Hudson
Bullock	Lock
Carney	Moffett
Colson	Morris

**Absent**

Kelly of Tarrant Weinert  
Taylor

**Absent—Excused**

Shofner Tynan

The President then laid before the Senate on its second reading and passage to third reading:

H. B. No. 52, A bill to be entitled "An Act creating Lamar State College of Technology at Beaumont, Texas; providing for work at said college suitable to a College of Technology of the first class; providing for courses of study to be offered; providing for the organization, control and management thereof, the appointment of a Board of Regents and the selection of a president; providing for the granting of appropriate degrees and giving of special courses in certain subjects; providing for the acquisition of additional land where necessary for the enlargement of the work of said college; etc., and declaring an emergency."

The bill was read second time and was passed to third reading by the following vote:

## Yeas—16

Aikin	Kelley of Hidalgo
Bell	Martin
Bracewell	McDonald
Corbin	Moore
Cousins	Phillips
Hardeman	Proffer
Harris	Strauss
Hazlewood	Vick

## Nays—10

Ashley	Lane
Bullock	Lock
Carney	Moffett
Colson	Morris
Hudson	Taylor

## Absent

Jones	Weinert
Kelly of Tarrant	

## Absent—Excused

Shofner	Tynan
---------	-------

### Motion to Place House Bill 52 on Third Reading

Senator Cousins moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 52 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote of the members present):

## Yeas—16

Aikin	Kelley of Hidalgo
Bell	Martin
Bracewell	McDonald
Corbin	Moore
Cousins	Phillips
Hardeman	Proffer
Harris	Strauss
Hazlewood	Vick

## Nays—10

Ashley	Lane
Bullock	Lock
Carney	Moffett
Colson	Morris
Hudson	Taylor

## Absent

Jones	Weinert
Kelly of Tarrant	

## Absent—Excused

Shofner	Tynan
---------	-------

### Message from the House

Hall of the House of Representatives,  
Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 472, A bill to be entitled "An Act to re-enact Article 7064a, Revised Civil Statutes of 1925, defining insurance organizations; providing this Act shall apply only to insurance companies organized under the laws of this State who are transacting business in this State; providing for the filing of annual statements with the Board of Insurance Commissioners, and what they shall contain; providing for the payment by each such insurance organization of a gross premium tax of one per cent (1%) of the gross amount of premiums collected during the period; providing that all such companies whose gross premium receipts are less than Four Hundred Fifty Thousand Dollars (\$450,000) for the preceding year, such tax shall be five-eighths of one per cent ( $\frac{5}{8}$  of 1%) of the gross amount of premiums collected during such year; etc.; and declaring an emergency."

H. B. No. 950, A bill to be entitled "An Act creating a conservation dis-

trict in Washington County for the preservation of minnows; making it unlawful for any person to take minnows from the public waters of said district or transporting same outside of said district for the purpose of sale; providing a penalty for violation thereof; containing a saving clause; and declaring an emergency."

H. B. No. 952, Providing for the appointment of an Assignment Clerk for the 37th, 45th, 57th and 73rd District Courts of Bexar County, Texas, providing for a salary; and declaring an emergency."

Respectfully submitted,  
CLARENCE JONES,  
Chief Clerk, House of Representatives.

#### House Bill 97 on Second Reading

Senator Hardeman moved to suspend the regular order of business to take up H. B. No. 97 for consideration at this time.

The motion prevailed by the following vote:

#### Yeas—20

Aikin	Lane
Bell	Martin
Bracewell	McDonald
Colson	Moffett
Corbin	Moore
Cousins	Morris
Hardeman	Phillips
Harris	Proffer
Hazlewood	Strauss
Kelley of Hidalgo	Vick

#### Nays—6

Ashley	Kelly of Tarrant
Carney	Lock
Hudson	Taylor

#### Absent

Bullock	Weinert
Jones	

#### Absent—Excused

Shofner	Tynan
---------	-------

The President then laid before the Senate on its second reading and passage to third reading:

H. B. No. 97, A bill to be entitled "An Act providing grants to soil conservation districts; the manner of expenditure and of limiting such grants; providing the manner in which grants

shall be made with certain limitations; providing for certification to the State Comptroller for payment of grants; providing for the execution of surety bonds for all employees and officers entrusted with funds or property; providing for the keeping of a full record of proceedings; providing for a biennial audit of the accounts of receipts and disbursements; etc.; and declaring an emergency."

The bill was read second time.

Senator Hardeman offered the following committee amendment to the bill:

Amend H. B. No. 97 by striking out all below the enacting clause and substituting in lieu the following:

"Section 1. There is hereby appropriated out of the General Funds not otherwise appropriated the sum of \$2,500,000.00 for the fiscal year ending August 31, 1950, and the sum of \$2,500,000.00 for the fiscal year ending August 31, 1951, same to be granted to the several soil conservation districts in Texas. A soil conservation district shall be eligible to receive grants for each period of the biennium after it has been duly organized and a Certificate of Organization for the district has been approved and signed by the Secretary of State. All grants to soil conservation districts shall be made by the State Soil Conservation Board based on the Board's determination of equity and need of the district applying for grant. In determining the equity and need of the several soil conservation districts throughout the State, eligible to receive grants as provided herein, the State Soil Conservation Board shall request the cooperation of the Board of Directors of the Association of Texas Soil Conservation District Supervisors in making such determination.

"Section 2. Approval of all grants to soil conservation districts as provided in Section 1, or elsewhere in this Act, shall be certified to the State Comptroller of Public Accounts by the State Soil Conservation Board. Such certification of approval by the State Soil Conservation Board presented to the State Comptroller of Public Accounts shall be sufficient authority for the Comptroller to issue his warrants against any appropriations made for grants to soil conservation districts, and shall also be sufficient authority for the State Treasurer to honor payment of such warrants.

"Section 3. An annual audit of the accounts of receipts and disbursements with an inventory of supplies and equipment of all districts receiving grants as is provided in this Act, shall be made by the State Auditor and efficiency expert. A maximum fee for the auditing of the accounts of a district shall be set up by the State Auditor and efficiency expert bearing as nearly as possible the actual expense incurred in making such audits. The expense of the audit shall be paid by each soil conservation district involved out of local funds. A report of such audits shall be made available to the Governor of the State, to the State Soil Conservation Board, and the Members of the Legislature.

"Section 4. The supervisors of soil conservation districts shall provide for the execution of surety bonds for all employees and officers who shall be entrusted with funds or property in such amounts as may be fixed by said supervisor, shall provide for the keeping of a full and accurate record of all proceedings, of all resolutions, regulations, and orders issued or adopted.

A. The supervisors of soil conservation districts shall confer, advise, and consult governing body of any municipality or county located within or near the territory comprising the district on all questions of program and policy which may affect the property, water supply, or other interests of such municipality or county, but no existing rights of such municipality or county shall be affected.

B. The supervisors of soil conservation districts may advise as to prevent and control measures within the district including but not limited to engineering operations, methods of cultivation, the growing of vegetation changes in use of land by appropriate corrective methods to conserve soil resources, and control and prevent soil erosion; it is advisable and proper that land-use practices contributing to soil wastage and soil erosion be discouraged and discontinued, and appropriate soil conserving land-use practices be adopted and carried out. Among the procedures approved for widespread practice are the carrying on of engineering operations such as the construction of terraces, terrace outlets, check dams, dikes, ponds, ditches, and the like, the utilization of strip cropping, lister furrowing, contour cultivating and contour furrowing, land irrigation, drainage,

seeding and planting of waste, sloping abandoned, or eroded lands to water-conserving and erosion-preventing plants, trees, and grasses; forestation and reforestation; rotation of crops, soil stabilization with trees, grasses, legumes, and other thick-growing, soil-holding crops, retardation of runoff by increasing absorption of rainfall; and retirement from cultivation of steep, highly erosive areas and areas now badly gullied or otherwise eroded, on lands owned or controlled by this State or any of its agencies, with the cooperation of the agency administration and having jurisdiction thereof, and on any other lands within the district upon obtaining the consent of the occupiers of such lands or the necessary rights or interests in such lands.

C. The supervisors of soil conservation districts may cooperate, or enter into agreements with, and within the limits of appropriations or grants duly made available to them by law, to furnish financial or other aid to any agency, governmental or otherwise, or any occupier of lands within the district, in the carrying on of erosion control and prevention operations within the district, subject to such conditions as the supervisors may deem necessary to advance the purposes of this Act, and as the occupier of the land shall approve.

D. The supervisors of soil conservation districts may make available on such terms as shall be prescribed, to land occupiers within the district, agricultural and engineering machinery and equipment, fertilizer, seeds and seedlings, and such other material or equipment, as will assist such land occupiers to carry on operations upon the lands for the conservation of soil resources and for the prevention of and control of soil erosion.

E. The supervisors of soil conservation districts may develop comprehensive plans for the conservation of soil resources and for the control and prevention of soil erosion within the district, which plans shall specify in such detail as may be possible the acts, procedures, performances, and avoidances, which are necessary or desirable for the effectuation of such plans, including the specification of engineering operation, methods of cultivation, the growing of vegetation, cropping programs, tillage practices, and changes in use of land; and publish such plans and information and bring them to the attention of occu-

piers of lands within the district, provided, however, that no landowners shall be required to accept such plans.

F. The supervisors of soil conservation districts may with the consent of the landowner, take over by purchase or lease, and administer, any soil conservation, erosion control, or erosion prevention project located within its boundaries undertaken by the United States or any of its agencies, or by this State or any of its agencies; manage, as agent of the United States or any of its agencies, or of this State or any of its agencies, any soil conservation, erosion control, or erosion prevention project within its boundaries; to act as agent for the United States, or any of its agencies, or for this State or any of its agencies, in connection with the acquisition, construction, operation, or administration of any soil conservation, erosion control, or erosion prevention project within its boundaries; accept donations, gifts, and contributions, in money, services and materials, from the United States or any of its agencies, or from this State or any of its agencies, and to use or expend such moneys, services, materials, or other contributions in carrying on its operations.

Section 5. Any funds granted hereunder to any soil conservation district which shall remain unexpended at the end of the biennium shall revert to the General Fund. Provided, however, that upon the discontinuance of any soil conservation district, or its failure to operate, as may be determined by the State Soil Conservation Board, then any funds remaining therein unexpended may be re-allocated by the State Board to soil conservation districts functioning in the area as may be determined, upon application of the district, by the State Board; and provided, further, that if any organized soil conservation district is dissolved by a vote of the landowners for the purpose of adjusting boundary lines and is immediately re-organized by a vote of the landowners, any funds or equipment owned by the district prior to such reorganization shall revert to the credit of such district upon such re-organization.

Section 6. Grants to soil conservation districts as provided in this Act, when received by the district, shall be deposited in the name of the district; such deposit shall be with a State or National Bank or banks. Any withdrawal of such funds so deposited to

the credit of the district may be withdrawn only on approval of the board of supervisors of the district. All checks or orders for such withdrawal shall be signed by the chairman and secretary of the board of supervisors of the district.

#### Section 7. Emergency Clause

The fact that during the past several years, farmers and ranchers have organized 150 soil conservation districts, and now have prepared extensive programs and plans for the treatment of more than 85% of the State's total acreage, and the fact that the lack of financial aid is seriously retarding progress with the conservation of soil and soil resources, creates an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each House be, and the same is hereby suspended, and this act shall take effect and be enforced from and after its passage, and it is so enacted.

The committee amendment was adopted by the following vote:

#### Yeas—19

Aikin	Lane
Bell	Martin
Bullock	McDonald
Colson	Moffett
Corbin	Moore
Hardeman	Morris
Harris	Phillips
Hazlewood	Strauss
Jones	Vick
Kelley of Hidalgo	

#### Nays—7

Ashley	Kelly of Tarrant
Bracewell	Lock
Carney	Taylor
Hudson	

#### Absent

Cousins	Weinert
Proffer	

#### Absent—Excused

Shofner	Tynan
---------	-------

Senator Hardeman offered the following amendment to the bill:

Amend C. S. to H. B. 97 by adding a new section to be known as Section 2a to read as follows:

"Section 2a. Any item of machinery or equipment the purchase price of which exceeds \$2,500.00 shall be purchased through the Board of Control

under such regulations and terms as is required by State law governing such purchase."

The amendment was adopted.

On motion of Senator Hardeman, and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

The bill was passed to third reading by the following vote:

**Yeas—20**

Aikin	Lane
Bell	Martin
Bullock	McDonald
Colson	Moffett
Corbin	Moore
Hardeman	Morris
Harris	Phillips
Hazlewood	Proffer
Jones	Strauss
Kelley of Hidalgo	Vick

**Nays—7**

Ashley	Kelly of Tarrant
Bracewell	Lock
Carney	Taylor
Hudson	

**Absent**

Cousins	Weinert
---------	---------

**Absent—Excused**

Shofner	Tynan
---------	-------

**Motion to Place House Bill 97 on Third Reading**

Senator Hardeman moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 97 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote of the members present):

**Yeas—20**

Aikin	Lane
Bell	Martin
Bullock	McDonald
Colson	Moffett
Corbin	Moore
Hardeman	Morris
Harris	Phillips
Hazlewood	Proffer
Jones	Strauss
Kelley of Hidalgo	Vick

**Nays—7**

Ashley	Kelly of Tarrant
Bracewell	Lock
Carney	Taylor
Hudson	

**Absent**

Cousins	Weinert
---------	---------

**\*Absent—Excused**

Shofner	Tynan
---------	-------

**Motion to Place Senate Bill 253 on Third Reading**

Senator Bracewell moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 253 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote of the members present):

**Yeas—19**

Aikin	Kelley of Hidalgo
Ashley	Lane
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Morris
Corbin	Phillips
Cousins	Strauss
Harris	Vick
Jones	

**Nays—6**

Carney	Kelly of Tarrant
Hardeman	Lock
Hudson	Taylor

**Absent**

Hazlewood	Proffer
Moore	Weinert

**Absent—Excused**

Shofner	Tynan
---------	-------

**Leave of Absence Granted**

Senator Kelly of Tarrant was granted leave of absence for the remainder of the day on account of important business on motion of Senator Martin.

**Message from the House**

Hall of the House of Representatives,

Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 668, A bill to be entitled "An Act making an appropriation of One Thousand (\$1,000.00) Dollars to the State Treasurer of Texas out of the General Fund for the purpose of reimbursing the owners of unused note stamps; providing for approval of claims; setting out legislative intent; and declaring an emergency."

H. B. No. 931, A bill to be entitled "An Act to validate the city charters, charter amendments, and ordinances and proceedings of city councils, including home rule cities, defining the boundaries of and annexing territory adjoining such city when such annexation has been authorized by a majority of the inhabitants qualified to vote for members of the Legislature in such annexed territory, limiting the time within which such acts may be questioned and declaring an emergency."

Respectfully submitted,  
CLARENCE JONES,

Chief Clerk, House of Representatives.

#### Senate Bill 483 on Second Reading

On motion of Senator Strauss, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 483, A bill to be entitled "An Act to amend Article 1154 of the Revised Civil Statutes of Texas, 1925, to provide that cities and towns which have adopted a commission form of government may adopt an aldermanic or other lawful form of government at an election under the procedure for adoption of commission form of government; and declaring an emergency."

The bill was read second time.

Senator Strauss offered the following amendment to the bill:

Amend S. B. No. 483 by adding to Section 1 and preceding Section 2 thereof a new section to be known as Section 1a to read as follows:

"Section 1a. Provided, however, that in the event of such election where a city changes from a commission form to an aldermanic form of government, the Mayor and two commissioners shall continue in office as Mayor and Aldermen respectively for the remainder of their respective terms."

The amendment was adopted.

Senator Strauss offered the following amendment to the bill:

Amend S. B. No. 483 by inserting in the caption preceding the word "and" and after the semi-colon appearing in the last line thereof the following:

"Providing that Mayor and commissioners shall continue as Mayor and Aldermen respectively for the remainder of their respective terms in the event of an adoption of aldermanic form of government."

The amendment was adopted.

On motion of Senator Strauss and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

The bill was passed to engrossment.

#### Senate Bill 483 on Third Reading

Senator Strauss moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 483 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—22

Aikin	Jones
Bell	Kelley of Hidalgo
Bracewell	Lane
Bullock	Lock
Carney	Martin
Colson	McDonald
Corbin	Morris
Cousins	Phillips
Hardeman	Strauss
Harris	Taylor
Hudson	Vick

Absent

Ashley	Moore
Hazlewood	Proffer
Moffett	Weinert

Absent—Excused

Kelly of Tarrant Tynan  
Shofner

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### Senate Bill 490 on First Reading

The following bill (emergency appropriation) was introduced, read first time and referred to the committee indicated:

By Senator Taylor:

S. B. No. 490, A bill to be entitled "An Act making an appropriation of the sum of Three Hundred Fifty Thousand (\$350,000.00) Dollars, or so much thereof as may be necessary, out of any funds in the State Treasury not otherwise appropriated, to pay the contingent expenses, and to pay the mileage and per diem of members and the per diem of officers and employees of the Regular Session of the 51st Legislature, and to pay any unpaid accounts or expenses of the 50th Legislature; and declaring an emergency."

To the Committee on Finance.

#### Report of Standing Committee

By unanimous consent, the following report was submitted at this time:

Senator Taylor submitted the following report:

Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 490, have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass and be not printed.

TAYLOR, Chairman.

#### Bill Ordered Not Printed

On motion of Senator Taylor, it was ordered that S. B. No. 490 be not printed.

#### Message from the House

Hall of the House of Representatives,

Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 156, A bill to be entitled "An Act to establish standards for education in American and Texas history and in American Citizenship in the public school system of the State of Texas; placing certain duties on the State Board of Education, the State Superintendent of Public Instruction, and on institutions of higher learning; and for other purposes and declaring an emergency."

H. B. No. 451, A bill to be entitled "An Act to validate the organization and creation of all junior college districts, created or attempted to be created in any manner under the provisions of Chapter 290, Acts of the Regular Session of the Forty-first Legislature in 1929, and any amendments thereof; validating all proceedings and acts of the Boards of Trustees of all independent school districts heretofore taken in the creation of junior college districts; validating all proceedings and acts of the Boards of Trustees of independent school districts, county boards of school trustees, boards of education or other governing bodies of junior college districts heretofore taken with respect to any such junior college districts; validating all bonds heretofore issued and all bonds heretofore voted but not yet issued by any junior college district; validating all ad valorem taxes levied by the governing bodies of junior college districts; enacting provisions incident and relating to the subject and purpose of this act and declaring an emergency."

H. B. No. 557, A bill to be entitled "An Act amending Article 892, Code of Criminal Procedure of the State of Texas."

H. B. No. 857, A bill to be entitled "An Act amending Article 601-A of the Code of Criminal Procedure of the State of Texas, 1925; repealing all laws in conflict therewith to the extent of such conflict only; and declaring an emergency."

H. B. No. 943, A bill to be entitled "An Act to amend Subsection B of



Section 3 of Chapter 352, Acts of the Regular Session of the 50th Legislature, 1947, as amended, (Vernon's Texas Civil Statutes, Article 6228a); and declaring an emergency."

Respectfully submitted,

CLARENCE JONES,

Chief Clerk, House of Representatives.

#### Senate Bill 490 on Second Reading

Senator Taylor moved to suspend the constitutional rule requiring bills to be read on three several days and that Senate Bill No. 490 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Kelley of Hidalgo
Ashley	Lane
Bell	Lock
Bracewell	Martin
Bullock	McDonald
Carney	Moffett
Colson	Moore
Corbin	Morris
Cousins	Phillips
Hardeman	Proffer
Harris	Strauss
Hudson	Taylor
Jones	Vick

Absent

Hazlewood Weinert

Absent—Excused

Kelly of Tarrant Tynan  
Shofner

The President then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 490, A bill to be entitled "An Act making an appropriation of Three Hundred and Fifty Thousand (\$350,000) Dollars or so much as may be necessary to pay contingent expenses, mileage and per diem, etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 490 on Third Reading

The President then laid S. B. No. 490 before the Senate on its third reading and final passage.

The bill was read third time and

was passed by the following vote:

Yeas—26

Aikin	Kelley of Hidalgo
Ashley	Lane
Bell	Lock
Bracewell	Martin
Bullock	McDonald
Carney	Moffett
Colson	Moore
Corbin	Morris
Cousins	Phillips
Hardeman	Proffer
Harris	Strauss
Hudson	Taylor
Jones	Vick

Absent

Hazlewood Weinert

Absent—Excused

Kelly of Tarrant Tynan  
Shofner

#### Senate Bill 480 on Second Reading

Senator Harris moved to suspend the regular order of business to take up Senate Bill No. 480 for consideration at this time.

The motion prevailed by the following vote:

Yeas—19

Bell	Kelley of Hidalgo
Bracewell	Lane
Bullock	Martin
Carney	McDonald
Colson	Moffett
Corbin	Moore
Cousins	Phillips
Harris	Strauss
Hudson	Vick
Jones	

Nays—4

Ashley Morris  
Lock Taylor

Absent

Hardeman Weinert  
Proffer

Absent—Excused

Kelly of Tarrant Tynan  
Shofner

Paired

Senator Aikin (present), who would vote nay with Senator Hazlewood (absent), who would vote yea.

The President then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 480, A bill to be entitled "An Act creating one additional district court for Dallas County; defining its jurisdiction; adjusting the business of existing district courts to the business thereof; prescribing the duties of the District Clerk with respect thereto; providing for the appointment of a Judge therefor; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 480 on Third Reading

Senator Harris moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. 480 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—22

Aikin	Hudson
Ashley	Jones
Bell	Kelly of Tarrant
Bracewell	Lane
Bullock	Martin
Carney	McDonald
Colson	Moffett
Corbin	Moore
Cousins	Phillips
Hardeman	Strauss
Harris	Vick

#### Nays—3

Lock	Taylor
Morris	

#### Absent

Hazlewood	Weinert
Proffer	

#### Absent—Excused

Kelley of Hidalgo	Tynan
Shofner	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—18

Bell	Carney
Bracewell	Colson
Bullock	Corbin

Cousins	McDonald
Harris	Moffett
Hudson	Moore
Jones	Phillips
Kelley of Hidalgo	Strauss
Martin	Vick

#### Nays—5

Ashley	Lock
Hardeman	Taylor
Lane	

#### Absent

Morris	Weinert
Proffer	

#### Absent—Excused

Kelly of Tarrant	Tynan
Shofner	

#### Paired

Senator Aikin (present), who would vote nay with Senator Hazlewood (absent), who would vote yea.

#### House Bill 207 on Second Reading

Senator Vick moved to suspend the regular order of business to take up House Bill No. 207 for consideration at this time.

The motion prevailed by the following vote:

#### Yeas—20

Bell	Kelley of Hidalgo
Bracewell	Lane
Bullock	Lock
Carney	Martin
Colson	McDonald
Corbin	Moffett
Cousins	Moore
Harris	Phillips
Hudson	Strauss
Jones	Vick

#### Nays—5

Aikin	Morris
Ashley	Taylor
Hardeman	

#### Absent

Hazlewood	Weinert
Proffer	

#### Absent—Excused

Kelly of Tarrant	Tynan
Shofner	

The President then laid before the Senate on its second reading and passage to third reading:

H. B. No. 207, A bill to be entitled "An Act providing for and fixing the salaries of the Justices of the Supreme Court, the Judges and the Commissioners of the Court of Criminal Appeals, the Justices of the Courts of Civil Appeals, and the Judges of the District Courts and of the Criminal District Courts of the State of Texas; repealing all laws in conflict with this Act; and declaring an emergency."

The bill was read second time.

Question—Shall the bill be passed to third reading?

#### Motion to Adjourn

Senator Moffett moved that the Senate adjourn until 10:30 o'clock a.m. Monday, May 30, 1949.

The motion was lost by the following vote:

#### Yeas—8

Aikin	Lock
Ashley	Martin
Bracewell	McDonald
Bullock	Moffett

#### Nays—16

Bell	Kelley of Hidalgo
Carney	Lane
Colson	Moore
Corbin	Morris
Cousins	Phillips
Hardeman	Strauss
Hudson	Taylor
Jones	Vick

#### Absent

Harris	Proffer
Hazlewood	Weinert

#### Absent—Excused

Kelly of Tarrant	Tynan
Shofner	

Senator Morris offered the following amendment to the bill:

Amend H. B. No. 207 by changing the words and figures \$7,000 wherever they appear and insert in lieu thereof the words and figures \$10,000.

Senator Vick moved to table the amendment.

Yeas and nays were demanded.

The motion to table prevailed by the following vote:

#### Yeas—18

Ashley	Kelley of Hidalgo
Bell	Lane
Bullock	Lock
Carney	Martin
Colson	Moffett
Cousins	Moore
Harris	Phillips
Hudson	Strauss
Jones	Vick

#### Nays—7

Aikin	McDonald
Bracewell	Morris
Corbin	Taylor
Hardeman	

#### Absent

Hazlewood	Weinert
Proffer	

#### Absent—Excused

Kelly of Tarrant	Tynan
Shofner	

The bill was passed to third reading.

#### House Bill 207 on Third Reading

Senator Vick moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 207 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—21

Aikin	Lane
Bell	Lock
Bracewell	Martin
Bullock	McDonald
Carney	Moffett
Colson	Moore
Corbin	Morris
Harris	Phillips
Hudson	Strauss
Jones	Vick
Kelley of Hidalgo	

#### Nays—3

Ashley	Taylor
Hardeman	

#### Absent

Cousins	Proffer
Hazlewood	Weinert

#### Absent—Excused

Kelly of Tarrant	Tynan
Shofner	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—20

Bell	Kelley of Hidalgo
Bracewell	Lane
Bullock	Lock
Carney	Martin
Colson	McDonald
Crobin	Moffett
Cousins	Moore
Harris	Phillips
Hudson	Strauss
Jones	Vick

## Nays—5

Aikin	Morris
Ashley	Taylor
Hardeman	

## Absent

Hazlewood	Weinert
Proffer	

## Absent—Excused

Kelly of Tarrant	Tynan
Shofner	

## House Bill 379 on Second Reading

Senator Corbin moved to suspend the regular order of business to take up H. B. No. 379 for consideration at this time.

The motion prevailed by the following vote:

## Yeas—20

Ashley	Kelley of Hidalgo
Bell	Lane
Bracewell	Martin
Bullock	McDonald
Carney	Moffett
Colson	Moore
Corbin	Morris
Harris	Phillips
Hudson	Strauss
Jones	Vick

## Nays—3

Hardeman	Taylor
Lock	

## Absent

Cousins	Weinert
Proffer	

## Absent—Excused

Kelly of Tarrant	Tynan
Shofner	

## Paired

Senator Aikin (present), who would vote nay with Senator Hazlewood (absent), who would vote yea.

The President then laid before the Senate on its second reading and passage to third reading:

H. B. No. 379, A bill to be entitled "An Act to reorganize the 70th Judicial District of Texas to be constituted of Midland, Ector, and Andrews counties and to provide for the terms thereof; and to create the . . . Judicial District of Texas to be composed of Howard, Glasscock, and Martin counties and to provide for the terms thereof; and to provide that the Judge of the 70th Judicial District shall continue to serve in said district and the period thereof; and to provide that the District Attorney of the 70th Judicial District shall continue to serve in said district and the period thereof; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 379 on Third Reading

Senator Corbin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 379 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—20

Aikin	Kelley of Hidalgo
Ashley	Lane
Bell	Martin
Bullock	McDonald
Carney	Moffett
Colson	Moore
Crobin	Morris
Harris	Phillips
Hudson	Strauss
Jones	Vick

## Nays—3

Hardeman	Taylor
Lock	

**Absent**

Bracewell	Proffer
Cousins	Weinert
Hazlewood	

**Absent—Excused**

Kelly of Tarrant	Tynan
Shofner	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

**Yeas—16**

Ashley	Jones
Bell	Kelley of Hidalgo
Bullock	Martin
Carney	Moffett
Colson	Moore
Corbin	Phillips
Harris	Strauss
Hudson	Vick

**Nays—5**

Hardeman	Morris
Lane	Taylor
Lock	

**Absent**

Bracewell	Proffer
Cousins	Weinert
McDonald	

**Absent—Excused**

Kelly of Tarrant	Tynan
Shofner	

**Paired**

Senator Aikin (present), who would vote nay with Senator Hazlewood (absent), who would vote yea.

**Senate Bill 89 on Second Reading**

Senator Bell moved to suspend the regular order of business to take up S. B. No. 89 for consideration at this time.

The motion prevailed by the following vote:

**Yeas—22**

Aikin	Corbin
Ashley	Harris
Bell	Hudson
Bracewell	Jones
Carney	Kelley of Hidalgo
Colson	Lane

Lock	Morris
Martin	Phillips
McDonald	Strauss
Moffett	Taylor
Moore	Vick

**Nays—1**

Hardeman

**Absent**

Bullock	Proffer
Cousins	Weinert
Hazlewood	

**Absent—Excused**

Kelly of Tarrant	Tynan
Shofner	

The President then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 89, A bill to be entitled "An Act to authorize guardians of the estates of minors and executors and administrators of estates to contribute funds to charitable institutions and religious causes, and declaring an emergency."

The bill was read second time.

Senator Bell offered the following committee amendments to the bill:

**(Committee Amendment No. 1)**

Amend S. B. No. 89 by striking out all of Section 1 and inserting in lieu thereof the following:

"Section 1. Guardians of the estates of minors and executors and administrators of estates may contribute not more than fifteen (15%) per cent of the income of such estates to charitable institutions and religious causes as may be authorized by the county courts in which such estate is being administered; provided that this Act shall be effective January 1, 1947; provided further that minors fifteen (15) or more years of age shall consent in writing that such contribution shall be made."

**(Committee Amendment No. 2)**

Amend S. B. No. 89, Section 2, by striking out the word "funds" in line 3 and inserting in lieu thereof the word "income."

**(Committee Amendment No. 3)**

Amend S. B. No. 89 as amended by Committee Amendment No. 1 by inserting in the third line of Section 1

of such amendment, after the word "income", the following words:

"provided the net income is in excess of \$25,000.00 per annum" . . .

Question — Shall the committee amendments be adopted?

Senator Bell by unanimous consent, withdrew the committee amendments.

Senator Bell offered the following amendment to the bill:

Amend S. B. No. 89 by striking out all below the enacting clause and inserting in lieu thereof the following:

Section 1. The guardian may file with the County Clerk at any time his sworn application in writing requesting of the court in which the guardianship is pending an order authorizing the guardian to contribute from the income of the ward's estate a specific amount of money stated in said application to some one or more designated corporations, trusts or community chests, funds, or foundations, organized and operated exclusively for religious, charitable, scientific, literary or educational purposes, or to some one or more designated non-profit federal, state, county or municipal projects operated exclusively for public health or welfare. When such an application is filed, the County Clerk shall immediately call the same to the attention of the judge of the court, and the judge shall designate, by written order filed with said clerk, a day to hear such application, which may be heard in term time or vacation, provided that such application shall remain on file at least ten days before such hearing is held. The judge may postpone or continue such hearing from time to time until he is satisfied concerning such application. Upon the conclusion of such hearing, if the court is satisfied and finds from the evidence that the amount of the proposed contribution mentioned in said application will probably not exceed fifteen per cent (15%) of the net income of the ward's estate for the current calendar year, and that the net income of the ward's estate for such year exceeds or probably will exceed \$25,000.00, and that the full amount of such contribution, if made, will probably be deductible from the ward's gross income, in determining the net income of the ward under the applicable income tax laws, rules and regulations of the United States of America, and that the condition of the

ward's estate is such as to justify a contribution in said amount, and that the proposed contribution is reasonable in amount and is for a worthy cause, the court in its discretion may enter an order authorizing the guardian to make such contribution from income of the ward's estate to the particular donee designated in said application; provided, however, that if at the time of such hearing, the ward be fifteen (15) years or more of age and be of sound mind, no order authorizing such a contribution shall be entered unless there shall have been first filed with the County Clerk in said proceeding the ward's sworn, written request that the guardian's said application be granted and that such particular contribution in the designated amount be authorized by the court, and unless such request be affirmed by personal appearance of the ward before the judge of said hearing. When such an order has been entered and filed with the County Clerk, the guardian shall be entitled to make such contribution, but shall not be entitled to any commission or compensation by reason thereof or in connection therewith.

Sec. 2. Upon application of the guardian filed with the County Clerk at any time within one (1) year from the effective date of this Act, and after hearing held in accordance with this Act, the court may approve and confirm any contribution which may have been made by the guardian of the ward's estate at any time subsequent to January 1, 1947, and prior to the effective date of this Act, upon a satisfactory showing to the court that the amount of the net income of the ward's estate for the calendar year during which such contribution was made was such, and all the circumstances were such, that it would have been proper for the court in a proceeding conformable to this Act to have authorized such contribution if this Act has been in force at the time such contribution was made; provided, however, that if at the time of such hearing the ward be fifteen (15) years or more of age and be of sound mind, no order approving or confirming such a contribution shall be entered unless there shall have been first filed with the County Clerk in said proceeding the ward's sworn, written request that the action of the guardian in making such particular contribution be approved and confirmed by the court, and unless such

request be affirmed by personal appearance of the ward before the judge of said court at said hearing.

Sec. 3. If any provision of this Act or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect the other provisions or applications of this Act which can be given effect without the invalid provision or application, and to this end each and all of the provisions of this Act are declared to be severable.

The amendment was adopted.

On motion of Senator Bell and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

The bill was passed to engrossment.

#### Senate Bill 89 on Third Reading

Senator Bell moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 89 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—20

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Hudson	Strauss
Jones	Taylor
Lane	Vick

#### Nays—1

Hardeman

#### Absent

Bracewell	Kelley of Hidalgo
Cousins	Proffer
Harris	Weinert
Hazlewood	

#### Absent—Excused

Kelly of Tarrant Tynan  
Shofner

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### Record of Votes

Senators Lane and Hardeman asked to be recorded as voting "nay" on the final passage of the bill.

#### House Bill 854 on Second Reading

Senator Martin moved to suspend the regular order of business to take up H. B. No. 854 for consideration at this time.

The motion prevailed by the following vote:

#### Yeas—18

Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Carney	Moore
Colson	Morris
Hudson	Phillips
Jones	Strauss
Kelley of Hidalgo	Taylor
Lane	Vick

#### Nays—3

Aikin	Lock
Hardeman	

#### Absent

Bullock	Hazlewood
Corbin	Proffer
Cousins	Weinert
Harris	

#### Absent—Excused

Kelly of Tarrant	Tynan
Shofner	

The President then laid before the Senate on its second reading and passage to third reading:

H. B. No. 854, A bill to be entitled "An Act creating the office of District Attorney in the 66th Judicial District composed of Hill County; prescribing duties of District Attorney; providing for his compensation; providing for the appointment of a District Attorney for said Judicial District by the Governor to serve from September 1, 1949, until the next general election and until his successor is duly elected and qualified; providing for an election of District Attorney for said Judicial District at the next general election after the effective date of this Act and each general election thereafter, providing this Act shall become operative September 1, 1949; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 854 on Third Reading**

Senator Martin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 854 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—22**

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Hardeman	Phillips
Hudson	Strauss
Jones	Taylor
Kelley of Hidalgo	Vick

**Absent**

Corbin	Hazlewood
Cousins	Proffer
Harris	Weinert

**Absent—Excused**

Kelly of Tarrant	Tynan
Shofner	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

**Yeas—22**

Ashley	Lane
Bell	Lock
Bracewell	Martin
Bullock	McDonald
Carney	Moffett
Colson	Moore
Corbin	Morris
Hardeman	Phillips
Hudson	Strauss
Jones	Taylor
Kelley of Hidalgo	Vick

**Nays—1**

Aikin

**Absent**

Cousins	Proffer
Harris	Weinert
Hazlewood	

**Absent—Excused**

Kelly of Tarrant	Tynan
Shofner	

**House Bills and Resolution on First Reading**

The following bills and resolution, received from the House, were laid before the Senate, read first time and referred to the committees indicated:

H. B. No. 940, to Committee on State Affairs.

H. C. R. No. 35, to Committee on Rules.

H. B. No. 943, to Committee on State Affairs.

H. B. No. 857, to Committee on Criminal Jurisprudence.

H. B. No. 557, to Committee on Criminal Jurisprudence.

H. B. No. 451, to Committee on Education.

H. B. No. 156, to Committee on Education.

H. B. No. 952, to Committee on Judicial Districts.

H. B. No. 950, to Committee on Game and Fish.

H. B. No. 472, to Committee on Insurance.

**Senate Bill 422 with House Amendments**

Senator Kelley of Hidalgo called S. B. No. 422 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Kelley of Hidalgo moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

**Yeas—21**

Aikin	Lane
Ashley	Lock
Bell	Martin
Bullock	McDonald
Carney	Moore
Colson	Morris
Corbin	Phillips
Hardeman	Strauss
Hudson	Taylor
Jones	Vick
Kelley of Hidalgo	



## Absent

Bracewell	Moffett
Cousins	Proffer
Harris	Weinert
Hazlewood	

## Absent—Excused

Kelly of Tarrant	Tynan
Shofner	

**Senate Bill 397 on Second Reading**

Senator Phillips moved to suspend the regular order of business to take up S. B. No. 397 for consideration at this time.

The motion prevailed by the following vote:

## Yeas—18

Aikin	Lane
Ashley	Lock
Bell	McDonald
Bracewell	Moore
Carney	Morris
Colson	Phillips
Hudson	Strauss
Jones	Taylor
Kelley of Hidalgo	Vick

## Nays—3

Bullock	Martin
Hardeman	

## Absent

Corbin	Moffett
Cousins	Proffer
Harris	Weinert
Hazlewood	

## Absent—Excused

Kelly of Tarrant	Tynan
Shofner	

The President then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 397, A bill to be entitled "An Act authorizing the formation of corporations for the purpose of engaging in the business of furnishing any service or performing any duty with the use of any devices, tools, instruments, or equipment or by means of any chemical, electrical, or mechanical process in connection with the cementing of the casing seat of any wells for the production of oil, gas, brine, or other substance, the shooting or acidizing the formations of such wells, the treating of such

wells, the surveying or testing of the sands or other formations of the earth in any such wells, and the removal of scale from boilers, machines, pipe lines, and other mechanical equipment or apparatus; and having power to buy and sell goods, wares, or merchandise used in such business; providing a savings clause; repealing all laws or parts of laws in conflict; and declaring an emergency."

The bill was read second time and was passed to engrossment.

**Senate Bill 397 on Third Reading**

Senator Phillips moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 397 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—21

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Hudson	Strauss
Jones	Taylor
Kelley of Hidalgo	

## Nays—1

Cousins

## Absent

Hardeman	Proffer
Harris	Vick
Hazlewood	Weinert

## Absent—Excused

Kelly of Tarrant	Tynan
Shofner	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—18

Aikin	Carney
Ashley	Colson
Bell	Corbin
Bracewell	Hudson

Jones	Morris
Kelley of Hidalgo	Phillips
Lock	Strauss
McDonald	Taylor
Moore	Vick

**Nays—4**

Bullock	Lane
Hardeman	Martin

**Absent**

Cousins	Moffett
Harris	Proffer
Hazlewood	Weinert

**Absent—Excused**

Kelly of Tarrant	Tynan
Shofner	

**Message from the House**

Hall of the House of Representatives,  
Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. B. No. 375, A bill to be entitled "An Act providing that all public officers of the State, counties, cities, and school districts who are required by law to publish legal notices or financial statements, who shall fail, refuse or neglect to make such publications, shall be guilty of non-feasance of office and subject to forfeiture of salary for the month in which such failure occurs; and providing for the removal from office of such persons, upon wilful continuance of such neglect of duty; and declaring an emergency."

Respectfully submitted,  
CLARENCE JONES,  
Chief Clerk, House of Representatives.

**Bills and Resolutions Signed**

The President signed in the presence of the Senate after giving due notice thereof the following enrolled bills and resolutions:

S. B. No. 97, A bill to be entitled "An Act to amend Article 681, Title 20, Chapter 5 of the Revised Civil Statutes of 1925, and declaring an emergency."

H. B. No. 720, A bill to be entitled "An Act providing for an open sea-

son for hunting buck deer in the County of Tyler; providing that said deer may be hunted with dogs; providing a penalty for the violation of said Act; repealing all laws in conflict with this Act; and declaring an emergency."

H. B. No. 787, A bill to be entitled "An Act regulating the use of seines in the waters of Laguna Madre lying within Cameron County, Texas; providing it shall be lawful to fish with certain fishing equipment or to seine with a minnow seine not over twenty (20) feet long; providing certain exceptions; providing a penalty for violation; repealing all laws or parts of laws in conflict; and declaring an emergency."

H. B. No. 511, A bill to be entitled "An Act validating certain covenants restricting additional indebtedness and taxes contained in plans for the composition of indebtedness of water improvement districts and making such covenants binding when the plan is accepted by the holders of all of the outstanding bonded indebtedness or is confirmed by a court; and declaring an emergency."

S. B. No. 316, A bill to be entitled "An Act creating the Texas Legislative Council; providing for the appointment of its members and for the filling of vacancies in its membership; prescribing its powers and duties; authorizing Members of the Legislature to attend meetings and to present their views; empowering the Council to summon witnesses; directing other State agencies to render advice and assistance to the Council; making an appropriation to pay the expenses of the chairman, vice-chairman, and members of the council and for salaries of its assistants and employees and other necessary expenses; declaring the invalidity of any part of this Act shall not invalidate the remainder thereof; and declaring an emergency."

H. B. No. 11, A bill to be entitled "An Act providing for and regulating appropriation for moneys in the State Treasury not otherwise appropriated to supplement local funds for the support, maintenance, operation, and improvement of the Public Junior Colleges of Texas as named in this Act; etc., and declaring an emergency."

H. C. R. No. 113, Suspending the

Joint Rules for the purpose of allowing the House and Senate to take up and consider their local and uncontested Calendars on Wednesday and Thursday, May 25th and 26th, 1949.

H. C. R. No. 115, Suspending Joint Rules to permit consideration of H. B. No. 37 on Wednesday, May 25, 1949, or Thursday, May 26, 1949.

H. C. R. No. 116, Granting each House permission to adjourn from Thursday, May 26, 1949, until Monday, May 30, 1949.

### Adjournment

Senator Hardeman moved that the Senate adjourn until 10:30 o'clock a.m. Monday.

The motion prevailed by the following vote:

#### Yeas—11

Aikin	Martin
Ashley	McDonald
Bell	Moore
Hardeman	Taylor
Kelley of Hidalgo	Vick
Lane	

#### Nays—10

Bracewell	Jones
Carney	Lock
Colson	Morris
Corbin	Phillips
Hudson	Strauss

#### Absent

Bullock	Moffett
Cousins	Proffer
Harris	Weinert
Hazlewood	

#### Absent—Excused

Kelly of Tarrant	Tynan
Shofner	

The Senate accordingly at 5:30 o'clock p.m., adjourned until 10:30 o'clock a.m. Monday, May 30, 1949.

### FIFTY-FOURTH DAY

(Monday, May 30, 1949)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President pro tempore.

The roll was called and the following Senators were present:

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Taylor
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick
Lane	Weinert

#### Absent

#### Cousins

#### Absent—Excused

Bracewell	Hardeman
-----------	----------

A quorum was announced present.

The Reverend Frank Luker, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of Thursday, May 26, 1949, was dispensed with and the Journal approved.

### Leaves of Absence Granted

Senator Bracewell was granted leave of absence for today on account of illness on motion of Senator Ashley.

Senator Hardeman was granted leave of absence for today on account of important business on motion of Senator Lane.

### Report of Standing Committee

Senator Weinert submitted the following report:

Austin, Texas,  
May 26, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on State Institutions and Departments, to whom was referred S. B. No. 489, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.